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JOURNAL

OF THE

S E N A T E ,

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OF THE

STATE OF MISSISSIPPI,

AT A REGULAR SESSION THEREOF.

HELD IN THE

**CITY OF JACKSON, NOVEMBER AND DECEMBER, 1861
AND JANUARY, 1862.**

**JACKSON, MISS.
COOPER & KIMBALL, STATE PRINTERS.**

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SENATE JOURNAL.

At a regular Session of the Legislature of the State of Mississippi, convened at the Capitol at Jackson, on Monday the 4th day of November, A. D. 1861, in compliance with the Constitution of the State and the laws in conformity therewith, and in the sovereignty of the State the 45th, and in the 1st year of the Independence of the Confederate States of America ;

Be it remembered, That on the day and year aforesaid, being the time and place for the assembling of the Legislature of Mississippi in conformity to the Constitution and Laws of the State,

The Senate was called to order by Hon. G. F. Neill, Senator from the county of Carroll, on whose motion Hon. Simeon Oliver of De Soto, was called to the chair, as President *pro tem.*, and D. P. Porter, Esq., of Hinds, appointed Secretary, *pro tem.*, for the purpose of organization.

Upon a call of the roll the following Senators, holding over, appeared in their seats :

Messrs. Chrisman, Gordon, Huie, Mims, Neill, Quinn, Starke, Taliaferro and Thames.

The oath of office was then administered to the following newly elected Senators :

Hon. James R. Bowles, from the district composed of the county of Lafayette.

Hon. E. R. Brown, from the district composed of the counties of Copiah and Simpson.

Hon. M. C. Cummings, from the district composed of the county of Itawamba.

Hon. J. L. Davis, from the district composed of the counties of Yallobusha and Calhoun.

Hon. James Drane, from the district composed of the county of Choctaw.

Hon. J. T. Griffin, from the district composed of the county of Chickasaw.

Hon. Robert S. Greer, from the district composed of the county of Marshall.

Hon. Moses Jordon, from the district composed of the counties of Lowndes and Oktibbaha. .

Hon. O. Y. Neely, from the district composed of the counties of Kemper and Neshoba.

Hon. Simeon Oliver, from the district composed of the counties of De Soto and Tunica.

Hon. William G. Pegram, from the district composed of the county of Tippah.

Hon. James Phelan, from the district composed of the county of Monroe.

Hon. W. Q. Poindexter, from the district composed of the counties of Holmes and Sunflower.

Hon. C. A. Taylor, from the district composed of the county of Tishomingo.

Hon. Jefferson Wilson, from the district composed of the county of Pontotoc.

Mr. Starke introduced Hon. W. H. Johnston, who informed the Senate that the House of Representatives had temporarily organized and had appointed a committee to confer with the Senate in relation to arrangements for the two Houses to attend the funeral of the late Col. E. R. Burt.

On motion of Mr. Starke,

The permanent organization of the Senate was postponed until to-morrow, and the Senate concurred in the action of the House in relation to said funeral.

Messrs. Mims, Drane and Gordon were appointed on the committee on the part of the Senate to confer with the House committee in arranging for the funeral.

Mr. Oliver, the acting President, informed the Senate that physical indisposition rendered him unable to discharge the duties of the Chair; whereupon,

On motion of Mr. Drane,

Mr. Neill was chosen temporary President, and

On motion of Mr. Starke,

Mr. D. P. Porter was continued Secretary, *pro tem.*

Mr. Mims, from the committee that was appointed to arrange for the Senate to attend the funeral of Col. Burt, reported verbally, that it was agreed by the joint committee of the two Houses, that both Houses should join in the procession, as a body, and that the Senate do proceed to the House of Representatives and await the order of the citizens arrangement.

Which report was received and agreed to.

Mr. Gordon moved to organize the Senate permanently, forthwith, which motion was lost on a division of the question, eight Senators voting in the affirmative and ten in the negative.

On motion of Mr. Mims,

The Senate adjourned till to-morrow morning at 10 o'clock, and proceeded to the hall of the House—thence in joint convention with the House, to the funeral of Col. Burt.

TUESDAY, November 5th, 1861.

The Senate met pursuant to adjournment.

Mr. Neill in the Chair.

On motion of Mr. Gordon,

The Senate proceeded to a permanent organization.

On motion of Mr. Gordon,

Mr. James Drane, of Choctaw, was elected by acclamation,
President of the Senate.

Mr. Gordon moved,

That a committee of three be appointed to wait on the President
elect, to inform him of his election and conduct him to the Chair,

Which motion was adopted,

Whereupon the President *pro tem.* appointed on said committee
Messrs. Gordon, Davis and Oliver.

Whereupon the committee proceeded to discharge the duty as-
signed them, and conducted Mr. Drane to the Chair.

After being led to the Chair by the committee, Mr. Drane, be-
fore taking his seat, returned thanks to the Senators for the high
honor they had done him by again electing him as their presiding
officer ;

After which the oath of office was administered to him by the
President *pro tem.*, when he took his seat and declared the Senate
ready for business.

On motion of Mr. Gordon,

The Senate proceeded to the election of Secretary.

Mr. Wilson nominated Jas. Drake, of Pontotoc.

Mr. Neill nominated H. P. Atkins, of Carroll.

Mr. Taliaferro put in nomination D. P. Porter, of Hinds.

Mr. Gordon moved that the President appoint Tellers,

Which was carried, when

The President appointed Messrs. Gordon and Taylor.

The ballot was then taken with the following result :

D. P. Porter received,	- - - - -	15 votes.
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James Drake	" - - - - -	8 "
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H. P. Atkins	" - - - - -	2 "
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Mr. Porter having received a majority of all the votes cast was
declared duly elected Secretary of the Senate ;

Whereupon he took the oath of office and entered upon the dis-
charge of his duties.

On motion of Mr. Greer,

The Senate proceeded to the election of Door-keeper.

Mr. McLain put in nomination Mr. Ulmer, of Jasper county.

Mr. Gordon nominated Mr. Bankston, of Hinds.

The ballot was then taken with the following result :

Mr. Bankston received	- - - - -	16 votes.
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Mr. Ulmer	" - - - - -	6 "
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Mr. Banks	" - - - - -	1 "
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Mr. Bankston having received a majority of all the votes cast, was declared elected, took the oath of office, and entered upon the discharge of his duties as Door-keeper of the Senate.

On motion of Mr. Gordon,

Resolved, That the Secretary inform the House of Representatives that the Senate has duly organized by electing Hon. James Drane, President; D. P. Porter, Secretary; and B. G. Bankston, Door-keeper.

The Secretary having reported that the House was not yet organized,

On motion of Mr. McLain,

The Senate took a recess for one hour, or subject to the call of the Chair.

Senate met.

On motion of Mr. Greer,

Resolved, (the House concurring.) That a committee of three on the part of the Senate—and on the part of the House, be appointed to wait on the Governor and inform him that the two Houses were organized, and ready to receive any communication he may desire to make,

The President appointed as the committee, on the part of the Senate, Messrs. Greer, Griffin and Brown.

The following message was received from the House:

MR PRESIDENT—

I am instructed to inform the Senate that the House of Representatives has met and organized by electing the Hon. J. P. Scales, Speaker; R. C. Miller, Esq., Clerk, and A. S. Foster, Door-keeper; and are now ready to proceed to business.

Mr. Gordon offered the following resolution:

Resolved, (the House concurring,) That a Joint Committee, consisting of seven, on the part of the Senate, and ——— on the part of the House, be appointed to inquire into the condition of the finances of the State, and also what plan of relief (if any) should be adopted in relation to the collection and payment of the taxes due the State for the present fiscal year, and to report in such manner as the said committee may deem expedient;

Which was laid over according to the rules.

Mr. Starke gave notice that he would on to-morrow, or some early day thereafter, introduce a bill for the relief of the family of the late Col. Bart of the 18th Regiment of Mississippi Volunteers.

The following message was received from the House:

MR PRESIDENT—

The House of Representatives have adopted the following joint resolution in which the concurrence of the Senate is desired:

Resolved, (the Senate concurring.) That the House proceed to the election of Sergeant-at-Arms, at half-past 12 o'clock, this day.

The House has concurred in the joint resolution of the Senate appointing a committee to wait on his Excellency the Governor, and have appointed Messrs. Hooker, of Hinds, Jones, of Sunflower, Owen, of Lafayette, Dunnaway, of Yallobusha, and Eskridge, of Tallahatchie.

Mr. Greer, from committee to wait on the Governor, reported that they had discharged the duty assigned them, and that His Excellency would transmit to the Senate a communication, in writing this day, at 3 o'clock.

On motion of Mr. Neill,

The House message in relation to the election of Sergeant at Arms, was taken up; and on his further motion,

The message was concurred in.

Mr. Oliver offered the following, which was adopted:

Whereas, The country claims and patriotism requires of every citizen and association of citizens, whether co-partners or associations, to do all in their power to aid the State and Confederate authorities in keeping at par such public securities as may become necessary to be put in circulation as currency, to enable them to carry on the war now existing between the Confederate States and the United States of America, to a successful termination; and to afford the citizens a circulating medium to take the place of foreign bank paper as money in this State; therefore,

Resolved, That the Committee on Finance be and they are hereby instructed to take into consideration the propriety and expediency of enacting a law to levy and collect of all persons, corporations and companies a tax of — per cent. upon such amounts of the public securities of this State as they may purchase or receive in payment for produce or debts due them, at a less amount than the securities call for on their face, after the passage of the act to be collected and paid over into the State Treasury for the support of the Government.

Mr. Mims offered the following:

Whereas, In the brilliant engagement of our troops with the enemy at Leesburg on the 21st of October, in the very moment of that splendid victory he had contributed so much to achieve, Col. E. R. Burt, of the 18th Mississippi Regiment, fell mortally wounded and expired on the 23th of October; therefore,

Resolved, That the Senate, in his death, mourns the loss of the just, faithful and honest public officer, the brave soldier and the estimable gentleman.

Resolved, That they sympathize with the gallant 18th in the loss of their heroic and loved commander, and that they tender to the family of the distinguished dead their sincere condolence in their affliction.

Resolved, That his family be furnished, by the Secretary of the Senate, with a copy of these resolutions, and that the Senate do now adjourn as a further token of respect to his memory.

In offering the resolutions, Mr. Mims spoke eulogizingly of the deceased; and on his motion the resolutions were adopted,
When the Senate adjourned to 3 o'clock, P. M.

THREE O'CLOCK, P. M.

Senate met pursuant to adjournment.

On motion of Mr. Neill,

Resolved by the Senate, That the Secretary be instructed, respectfully, to ask the House of Representatives to return to the Senate the resolution of the House asking a joint convention of the two Houses on this day for the purpose of electing a Sergeant-at-Arms.

The following message was received from the Governor, through Mr. Brougher, Secretary of State :

GOVERNOR'S MESSAGE.

Gentlemen of the Senate and House of Representatives:—

The two years which have elapsed since the last regular session of the Legislature, have been marked by events of more vital importance to the people of Mississippi than any which have transpired since the formation of the State.

The Federal Union, which was vainly stamped 'perpetual,' has been dissolved by the withdrawal of eleven of the sovereign States which compose it. For the statement of the causes which led to this separation, and the part which Mississippi acted, I must refer you to the legislation of the convention of the people of this State, and the several extra sessions of the Legislature which I deemed it my duty to convoke. The wisdom and necessity of the action have ceased to be subjects of debate between citizens of seceded States.

With a unanimity unparalleled in the history of republican governments, the people of this State have decided that the administration of the Federal Government in the hands of Mr. Lincoln, would be destructive of the ends for which governments are instituted among men, and have instituted a new government, laying its foundations on such principles, and organizing its powers in such form as to them seems most likely to effect their happiness and safety.

Whether we shall be permitted to exercise this unquestionable and inestimable right of sovereign States, or be subjugated and governed at the will of a Northern despot, is the grave question which is now being debated on bloodier fields, and with larger armies than this continent has heretofore known; and until it is decided in our favor, which is the only question worthy the attention of public or private men, for if decided against us, all for which freemen should wish to live is lost to us and our children forever.

Then to place Mississippi in the best condition to exert her full force in rendering this conflict successful, is certainly the first duty, and I doubt not will be the chief aim of the present Legislature.

The most obvious means of accomplishing this, is the adoption of means to render more comfortable and healthy, and consequently more efficient, the volunteers who are now bravely bear-

ing all the hardships incident to a soldier's life. A more regular and efficient mode of supplying them with clothing is imperatively demanded.

The law enacted at the last session of the Legislature, authorizing the Boards of Police of the several counties to levy a tax sufficient to provide clothing for the companies of their respective counties, operates unequally, and in some instances oppressively. Some counties with but little wealth have furnished from ten to fifteen companies, while others, with more than double the wealth have furnished but two or three. The poorer counties are thus required to bear more than a just ratio in supporting the war. I suggest the propriety of providing clothing at the expense of the State, thus placing the burthen of sustaining the troops on the property which they are defending; or if deemed best, the State could be reimbursed for this outlay, by receiving from the Confederate States the commutation money due the troops and thus only act as an agent to facilitate the conversion of the commutation money into suitable clothing.

The provisions of the law of 1857, giving to members of volunteer companies nine dollars per annum, was extended by ordinance of the Convention, to all volunteers who should be mustered into the service of the State under the military ordinance of said Convention. Many companies having entered the Confederate service without being mustered into the service of the State, have not received the benefit of this provision and complain of this discrimination against them. I respectfully suggest the propriety and justice of placing all on an equal footing in this respect, and giving to companies which have gone directly into the Confederate service similar advantages with those mustered into the service of the State.

When this matter was under consideration in the Convention, no other mode of raising volunteers than that provided for in the ordinance referred to, was thought of, and this accounts for the seeming partiality. If any discrimination is made, it should be in favor of, and not against volunteers who enlist for the war.

From the report of the Adjutant General herewith transmitted, it will be seen that Mississippi has now in the Confederate service twenty-two regiments and one battalion of infantry, one regiment and fourteen companies of cavalry and eleven companies of artillery, amounting in the aggregate to about 23,000; the number not definitely stated, for the reason that several of the regiments have no muster rolls on file at the Adjutant General's office. To this estimate should be added a considerable number of independent companies tendered directly to the Confederate Authorities, and ordered to Missouri, Kentucky or Virginia, probably fifteen companies, making the number over 24,000.

When this number shall be further increased by the thirty companies enlisted for the war, now in camps in the State, and

the companies now rapidly sending in their tenders of service under the recent call of Major-General A. S. Johnson for ten thousand troops, the aggregate will exceed 35,000, which is probably a larger proportion of the adult male population, than any State or nation has sent forth to war in modern times ; and when it is remembered that not one of all these thousands has been required by law to enter the service, or constrained by any force save the patriotic desire to stand between the State and her enemies, Mississippi may well feel proud of her volunteer defenders and cheerfully bear any burthen necessary to cherish and sustain them.

In the month of August last, the eight regiments ordered to be raised by the ordinance of the Convention, adopted 23d of January, 1861, were completed.

Believing that the Federal Government would invade the sea-shore and cotton shipping ports of the South this fall, and that the Confederate Government would require a large force to meet that invasion, I ordered the eight regiments into camps of instruction, that they might be inured to camp life, get over the diseases incident to camps, be instructed and drilled, and thus rendered fit representatives of Mississippi on the battlefield, and capable of doing credit to themselves and service to the Confederacy. I expected that they would go from these camps into the Confederate service, and the result has verified my expectations, and they have all been mustered into that service, and ten thousand more called for by the Confederate authorities to repel the desperate efforts now being made to subjugate the seceding States. Having these troops in camp I was enabled promptly to respond to the urgent calls of Generals Johnston and Polk for help in Kentucky, where four of the regiments have been sent, and to meet the demand for more troops on the sea-shore, although many of my fellow-citizens have differed with me in opinion, in regard to the necessity or propriety of this measure. Now when the plans of the enemy are more fully developed, my only regret in the matter is, that Mississippi did not have more troops better drilled and better equipped ready to meet the hosts of enemies now threatening her on the North and on the South.

To facilitate forming and sustaining these camps of instruction, the Brigadier Generals were furnished with Treasury notes and required to canvass their brigadier districts, and exchange the notes, if practicable, for money, and buy camp equipage, provisions, and arms of every description, which could be made available for military purposes, double-barrel shot guns and hunting rifles were thus obtained to the number of three or four thousand, and are now being altered and repaired in this city, and in Aberdeen. Many of them have already been sent to the troops in Kentucky, and those in camp at Enterprise. All other sources of supply of arms having failed, I resorted to this as a matter of necessity,

believing that should we not be able to get better arms before the enemy came, our volunteers would be able to exchange them for better after the first battle.

The Convention of the State in January last, authorized and provided for the issuing of one million of Treasury Notes or bonds to be sold, and the proceeds used in defense of the State. Finding it impossible to effect the sale of a sufficient amount of these notes for gold and silver, to meet the heavy expenses incident to raising and providing an outfit for the large number of troops required from this State, I have exercised a discretion which I believe is given me by the ordinance and caused these notes to be used as money in the purchase of arms, accouterments, equipage and supplies which were necessary for the defense of the State. In thus acting, I deemed that I was carrying out the spirit of the ordinance, and effecting the manifest purpose and intention of the Convention in the only manner practicable.

The financial condition of the State requires and will doubtless receive your most earnest consideration. How best to meet the requirements of the Confederate and State Governments, for the necessary funds to defray the extraordinary expenses of the present war, is a question which has, and will continue to engage the attention of both Confederate and State Legislature during the war.

Some well-digested financial scheme is now the most pressing want of the country. The people of this State, dependent almost entirely on the sale of cotton for money, having no large cities whose capital is accumulated, and no bank, and having spent the ready money on hand at the commencement of hostilities, in fitting out their sons for the field, will be peculiarly embarrassed in paying their taxes, unless some plan can be devised by which cotton can be converted into the means of payment.

If this can be done, then all trouble on this subject vanishes, and the Confederate Government might double the tax, and it would be paid as cheerfully as the most moderate State tax was ever paid; but unless cotton can be thus exchanged, my deliberate opinion is that the present tax cannot be paid. Various plans for effecting this object have been presented to the country, none of which seem to have met with general approbation. One which appears to be favored at Richmond, is to induce the banks to advance their notes on cotton and other produce. If the banks would consent to this, it seems to me, liable to two very serious objections: First, that the people would be required to pay large sums as interest for the use of the notes of banks, which do not redeem them with specie. Second, That after the Government shall have received and paid out this paper currency and the country flooded with bank paper, what guarantee is offered that the interest paid by the people will be the only loss sustained by them in the

transaction, and that the Bank paper thus put in circulation will be finally redeemed. If we must rely on a paper currency, during the continuance of the blockade, which I believe is admitted by all, would it not be both cheaper and safer for the Confederate Government to make that paper currency by issuing Treasury notes to the full amount of the wants of the Government; the Legislatures of the several States might materially aid in giving these notes a continued currency by making them receivable at the State Treasury, for all State dues, and the tax for their ultimate payment be collected on the raising of the blockade; and if necessary, it might be made double or treble the present rate, and it would be less burthensome and more cheerfully paid. I respectfully suggest the propriety of an early consideration of this grave subject by the Legislature, and that such instructions be given to the members of the Confederate Congress from this State, as the assembled representatives of the people, coming fresh from them, and informed fully of their present condition, may deem best calculated to promote the success of our cause, and interest of the State; with this assurance, however, to the Confederate States Congress, assembled at Richmond, that Mississippi will, to the full extent of her power and means, strive to make successful any plan which may be adopted by the Confederate Congress.

Let the Confederate Government be assured, that the patient fortitude of the people at home, to bear any and all sacrifices necessary for a successful prosecution of this war, is equal to the daring heroism of our troops in the field, and it will fearlessly conduct this struggle to a glorious termination, and dictate terms of peace, without abating one jot or tittle of our just rights.

Our people may well endure the privations of a few years of war, consoled by the reflection, that for them, with returning peace, comes renewed prosperity; while to our foes, no peace can restore their former prosperity, when bootless and baffled they are driven back to survey the ruin brought on their country by their own folly. They might well be addressed in the language of the veiled Prophet to his deluded followers, "Ye would be dupes and victims, and ye are."

At the commencement of hostilities between the two sections of the United States, a company of volunteers took possession of the Federal property on Ship Island. At the suggestion of the Military Board, the perishable portion of the property was ordered to be sold; and the net proceeds, amounting to something over nine hundred dollars, turned over to Block, McAfee & Co., of New Orleans, who were then purchasing powder and other munitions of war for the State, and has been accounted for in their account current with the State,

Some complaints have been made to me of inconveniencies resulting from the absence of civil officers, who have enlisted as volunteers. Believing that no power has been conferred on the Gov-

error to declare or fill vacancies in such cases, I have taken no action, and now refer it to your wisdom to devise whatever remedy may be deemed expedient.

For a detailed account of the expenditures of the State Government for the last two years, I refer you to the reports of the Auditor and Treasurer, now being prepared.

A very large proportion of these expenditures have been incurred for munitions of war, most of which have been turned over to the Confederate Government, with troops sent from this State, and are claimed and admitted to be advances from the State to the Confederate Government, accounts for which, amounting to over three hundred thousand dollars, were sent to Richmond in August last, and seventy-four thousand audited and paid in Confederate Treasury notes; and a recent letter from the Treasurer of the Confederate States, informs me that the balance is now being audited and will shortly be settled. I have ordered a further account to be taken of advances in munitions of war and provisions, made since August, to be sent on to Richmond, which will amount to several hundred thousand more.

For a full report of all munitions of war and provisions thus turned over to the Confederate Government, I respectfully refer you to the reports of the Quarter-Master General and Chief of Ordnance.

At the last regular session of the Legislature an appropriation of ten thousand dollars was made for repairing and painting the Capitol. Failing to get the painting contracted for at prices which I thought the State ought to pay, no contract for that portion of the work was made. Contracts for repairing the stone work and porticos, and for repairing the roof were entered into, and a portion of the work done. The stone work at each end of the portico has been braced with bars of iron to prevent any of the stones falling; and the roof repaired thoroughly. All the work done amounts to but a few hundred dollars, and that has not been paid for the reason that the contractors volunteered and left for the war before the work was completed.

The Ordinance of the Convention creating a Military Board, and giving to it power to prescribe rules and regulations for the government of the troops of this State, provided that such action of the Board should be subject to the approval of the Convention or the Legislature, when the Convention should have finally adjourned. At the last called session of the Legislature a full transcript of all the action of the Board was sent to the House of Representatives, and I presume is now with the papers of the unfinished business of that session, and I respectfully call the subject to the consideration of the present Legislature; and herewith transmit a printed copy of the orders of said Board at its earlier and most important sessions. The main purpose for which this Board was created, the organizing and putting troops in the field

having been accomplished, a less expensive and less complicated system for the administration of the Military affairs of the State might be devised.

It is my painful duty to inform you that Col. E. R. Burt, Auditor of Public Accounts, fell mortally wounded at the battle of Leesburg, while gallantly leading a regiment of Mississippi's brave sons to one of the most brilliant victories which has crowned our arms during the war. While we honor the brave dead, and feel that his deeds have shed lustre on the State of Mississippi, and acknowledge that his life was sacrificed in rendering the most valuable service which a citizen can perform for a free people, repelling invaders who seek to enslave them, would it not be well for the State to remember that those who depended on him for the cherishing care of a father and husband, are left with us, and may need assistance which he can give no more? For these reasons I recommend that such provision be made by the State for the family as their circumstances may be found to require.

The magnitude and duration of the war in which we have engaged, I fear, have not been fully appreciated. The vast interests involved exceed anything contended for by armies in modern times. The North, contending for the absolute control of the hundreds of millions of the teeming annual wealth of Southern fields, will not be easily driven from their pretensions to the right to plunder us and will doubtless submit to any sacrifices so long as hope remains of so rich a conquest. While the Southern States battling in defense of property, honor, life, all for which freemen should wish to live, cannot abandon the conflict no matter what sacrifices may be required to be made in its continuance. We must triumph or perish! Let the legislative action of the State speak this to our friends and foes as the action of our troops on the field has spoken it, and the conflict may be shortened and victory will be insured.

I cannot in justice close this Message without paying a heartfelt tribute to the patriotic, self-sacrificing devotion exhibited by the women of Mississippi. If our brave defenders are supplied with clothing sufficient to keep the field in the winter campaign, the country will be indebted for it to the patient toil of the daughters of the South.

May the God who rewards virtue and defends the right, bless them and shield those for whom they have toiled.

JOHN J. PETTUS.

On motion of Mr. Wilson,

The message was laid upon the table, and two thousand copies ordered to be printed for the use of the Senate.

On motion of Mr. Starke,

The vote concurring in the House resolution to elect a Sergeant-at-Arms at 12½ o'clock, was reconsidered; and on his further motion, the resolution was amended by striking out 12½ o'clock, and inserting 4 o'clock this P. M.

The following message was received from the House :

MR PRESIDENT—

The Aouse of Representatives has concurred in the amendment made by the Senate to the House resolution in relation to the election of Sergeant-at-Arms.

The following message was received from the House :

MR PRESIDENT—

I am requested to inform the Senate that the hall of the House is now in readiness for the reception of the Senate to the end that the two Houses proceed to the election of Sergeant-at-Arms.

Whereupon, the Senate repaired to the hall of the House of Representatives, and,

On motion of Mr. Hooker, of Hinds,

The joint convention proceeded to the election of Sergeant-at-Arms.

The President appointed Messrs. Hooker of Hinds, and Neill of Carroll, as tellers.

Mr. McGehee put in nomination the name of Samuel Pool, of Hinds.

Mr. Barden put in nomination the name of W. W. Purdom, of Hinds.

Mr. Chrisman nominated T. C. Gowan, of Simpson.

On the first ballot,

Samuel Pool received,	- - - - -	40 votes.
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W. W. Purdom	" - - - - -	29 "
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T. C. Gowan	" - - - - -	44 "
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There being no election the convention proceeded to the second ballot, when

Samuel Pool received,	- - - - -	42 votes.
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W. W. Purdom	" - - - - -	23 "
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T. C. Gowan	" - - - - -	43 "
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There being no election, the convention proceeded to a third ballot.

Mr. Barden withdrew the name of W. W. Purdom, when the third ballot resulted as follows :

Samuel Pool received	- - - - -	59 votes.
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T. C. Gowan	" - - - - -	50 "
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Mr. Pool, having received a majority of the votes cast, was declared elected;

Whereupon he took the oath of office and entered upon the discharge of his duties.

The convention was then declared dissolved, and the Senate, on returning to their Chamber,
On motion of Mr. Gordon,
Adjourned until to-morrow morning at 10 o'clock.

WEDNESDAY, Nov. 6th, 1861.

The Senate met pursuant to adjournment.

The journal of yesterday was read and approved.

Mr. Ellett, Senator from Claiborne, appeared in his seat and took the oath of office.

The following message was received from the House of Representatives through their clerk, Mr. Miller, viz :

MR PRESIDENT:

The House of Representatives have adopted the following joint resolutions, in which the concurrence of the Senate is desired, to-wit :

Resolved, (the Senate concurring,) That the Sergeant-at-Arms be and he is hereby instructed to make arrangements with the Post Master at Jackson for the payment of postage on all public documents printed by order of either House, for the use of members, and mailed by members of the Legislature and the officers thereof, during the present session, and present his bill to the Committee on Accounts, for settlement.

Resolved, (the Senate concurring,) That the two Houses go into joint convention on Monday, the 18th inst., at 11 o'clock, A. M., for the purpose of electing two Senators in the Congress of the Confederate States of America.

The President announced the following standing committees:

On State and Confederate Relations—Messrs. Neill, Oliver and Gordon.

On Internal Improvements—Messrs. Starke, Phelan and Quin.

On Claims—Messrs. Greer, Wilson and Jordan.

On the Judiciary—Messrs. Ellett, Wilson, Phelan, Huie and Taliaferro.

On Finance—Messrs. Gordon, Oliver, Greer, Neely and Pegram.

On Education—Messrs. Wilson, Neely, McLain and Poin-dexter.

On Elections—Messrs. Jordan, Rankin, McRae, Thames and Neely.

On County Boundaries—Messrs. Thames, Rankin, McRae, Cummings and Taliaferro.

On Propositions and Grievances—Messrs. Rankin, McRae, Moore, Thames and Griffin.

On the Militia—Messrs. Mims, Starke, Taliaferro, Phelan and Neely.

On the Penitentiary—Messrs. Chrisman, Neill, Cummings, and Davis.

On the Lunatic Asylum—Messrs. Poindexter, Quinn, and McLain.

On the Institution for the Blind—Messrs. McLain, Quin, and Poindexter.

On the Institution for the Deaf and Dumb—Messrs. Quin, Poindexter and McLain.

On the Office of Auditor of Public Accounts—Messrs. Pegram, Davis and Brown.

On the Office of Secretary of State—Messrs. Taylor, Cummings and Griffin.

On the Office of Treasurer, State Commissioner, and Executive Contingent Fund—Messrs. Brown, Griffin, and Moore.

On State Library—Messrs. Huie, Mims and Davis.

On Public Buildings—Messrs. Griffin, Thames and McRae.

On State University—Messrs. Phelan, Bowles and Wilson.

On Engrossed Bills—Messrs. Neely, Rankin and Brown.

On Enrolled Bills—Messrs. Davis, Thames and Rankin.

On Unfinished Business—Messrs. McRae, Rankin and Thames.

On motion of Mr. Thames,

Resolved, That the Senate adopt the rules of the last regular session, as rules for the government of the body for its present session, with the exception of the thirtieth, and that in lieu of this, the following be adopted:

Rule 30th.—No member shall excuse himself from serving on any committee, without the consent of a majority of the Senate.

On motion of Mr. Chrisman,

Mr. Davis was added to the Committee on the Penitentiary.

Mr. Starke moved that a select committee of three be appointed to examine the credentials of Mr. Ellett, and report as to his right to a seat on the floor of the Senate.

On motion of Mr. Chrisman,

The credentials of Mr. Ellett were referred to the Committee on Elections.

Mr. Ellett presented the petition of sundry citizens of Claiborne county, praying for the repeal of all laws prohibiting the circulation of bank notes of a less denomination than five dollars, and also for the passage of a law authorizing the Board of Police of several counties to issue notes or warrants of a less denomination than five dollars, designed to circulate as money,

Which petition,

On motion of Mr. Ellett,

Was referred to a select committee of five.

The President appointed thereupon the following committee:

Messrs. Ellett, Pegram, Greer, Oliver and Neill.

Mr. Phelan, by leave, introduced a bill to be entitled,

An act authorizing the issuance of certain small notes,

Which was read the first time, and,

On motion of Mr. Phelan,

The bill was read a second time by its title, under a suspension of the rule.

On motion of Mr. Starke,

The bill was referred to the Committee on Finance.

Mr. Starke, in accordance with previous notice, introduced a bill to be entitled,

An act for the relief of the family of the late E. R. Burt, Auditor of Public accounts of the State of Mississippi,

Which was read the first time, and,

On motion of Mr. Starke,

The rule was suspended, and the bill read a second time by its title.

Mr. Griffin offered the following amendment :

Amend by adding the following section :

That the provisions of this bill shall be extended to all those who have fallen in defense of Southern soil, who have left destitute families.

Mr. Starke moved to lay the amendment on the table,

Which motion prevailed by a vote of twelve to eight, when

On motion of Mr. Starke,

The bill was referred to the Committee on Finance.

Mr. Huie, by leave, introduced a bill to be entitled,

An act to amend an act to modify the collection laws of this State,

Which was read the first time.

On his motion, the rule was suspended, the bill read a second time, and on his further motion,

Referred to the Judiciary Committee.

Mr. Griffin, by leave, introduced a bill to be entitled,

An act to refund certain moneys,

Which was read the first time, and on his motion, the rule was suspended, the bill read a second time, and on his further motion, was referred to the Committee on Claims.

Mr. Pegram, by leave, introduced a bill to be entitled,

An act to authorize the circulation of bank notes,

Which was read the first time, and on his motion, the rule was suspended the bill read a second time by its title, and

On motion of Mr. Ellett,

Referred to the special committee on a petition previously introduced by Mr. Ellett.

Mr. Neill, by leave, introduced a bill to be entitled,

An act to arm Capt. J. W. Barnett, and Capt. Robt. Muldrow's cavalry companies, now in the service of the Confederate States Government,

Which was read the first time.

On his motion, the rule was suspended, the bill read a second and third time and passed.

Ordered that the title stand as stated.

Mr. Phelan, by leave, introduced a bill to be entitled,

An act to suspend the taxing power of Municipal corporations,
Which was read the first time.

On his motion, the rule was suspended, the bill read a second time by its title, and

On his further motion,

Referred to the Judiciary Committee.

On motion of Mr. Ellett.

Resolved, That the door-keeper be requested to provide a suitable number of copies of the Revised Code for the use of the Senate.

Mr Mims, by leave, introduced a bill to be entitled.

An act to remove the civil disabilities of Shepherd Washington, a minor of the county of Hinds,

Which was read the first time.

On his motion,

The rule was suspended, the bill read a second time by its title, and on his further motion,

Referred to a select committee of three.

The President appointed as said committee, Messrs. Mims, Wilson and Greer.

Mr Gordon called up a joint resolution introduced by him yesterday, appointing a committee to inquire into the condition of the finances of the State, and also what plan of relief (if any,) should be adopted in relation to the collection and payment of taxes due the State and Confederate States for the present fiscal year,

Which was adopted.

On motion of Mr. Mims,

The Senate adjourned until 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The Senate met pursuant to adjournment,

A quorum not being present,

On motion of Mr. Griffin,

A call of the House was ordered.

On motion of Mr. Neely,

The Sergeant-at Arms was instructed to bring in the absentees.

A quorum appearing,

On motion of Mr. Gordon,

The further call of the House was suspended.

On motion of Mr. Starke,

The vote adopting the joint resolution introduced by Mr. Gordon, in relation to the appointment of a select committee to inquire into the condition of the finances of the State, &c.,

Was reconsidered.

When, on the further motion of Mr. Starke,

The said resolution was amended by inserting the number "five" instead of three, as the committee on the part of the Senate.

The resolution as amended, was then adopted.

The President appointed as said committee, Messrs. Gordon, Phelan, Greer, Poindexter, and Mims.

On motion of Mr. Neill,

The Senate took up the House messages.

1st. The joint resolution instructing the Sergeant-at-Arms to make arrangements with the Post Master at Jackson, on all public documents printed by order of either House, and mailed by members of the Legislature and the officers thereof, during the present session, and present the same to the Committee on Accounts for settlement.

Mr. Neill moved that the Senate concur in said resolution,

Which motion was lost.

The Senate also took up the House resolution that the two Houses go into joint convention on Monday the 18th inst., at 11 o'clock, A. M., for the purpose of electing two Senators in the Congress of the Confederate States of America.

Mr. Chrisman offered the following amendment,

Which was adopted :

Amend by inserting "eleventh" instead of "eighteenth."

Mr. Starke moved to lay the amendment on the table.

A division being called for, the motion was lost, when the question recurred on its passage.

The yeas and nays being called for, the amendment was adopted by the following vote :

YEAS—Messrs. Brown, Chrisman, Cummings, Davis, Gordon, Huie, McLain, Mims, Neely, Oliver, Poindexter, Quin, Taliaferro, and Thames—14.

NAYS—Mr. President, Messrs. Bowles, Ellett, Griffin, Greer, Jordan, Neill, Pegram, Starke, Taylor, and Wilson—11.

Mr. Griffin offered the following amendment,

Which was adopted:

And that said Senators shall be voted for and elected one at a time.

The resolution as amended, was then adopted.

On motion of Mr. Thames,

The Senate adjourned until 9 o'clock to morrow morning.

THURSDAY, November 7th, 1861.

Senate met pursuant to adjournment.

The journal of yesterday was read and approved.

Mr. Taylor asked and obtained leave of absence for a few days for Mr. Starke, the Senator from Bolivar.

Mr. Neill presented a memorial from a number of citizens of Carroll county, in relation to the taxes levied by the Board of Police of said county,

Which, on motion of Mr. Neill,

Was referred to the Judiciary Committee without being read.

Mr. Mims, from the select committee to whom was referred a bill to remove the civil disabilities of Shepherd Washington, a minor, &c., made the following report,

Which was received :

MR PRESIDENT—

Your committee to whom was referred a bill to remove the civil disabilities of Shepherd Washington, a minor of the county of Hinds, have had the same under consideration, and instructed me to report the same back to the Senate, and recommend its passage,

Mr. Mims moved that this report be agreed to,

Which motion, on a division of the question, was lost.

Mr. Phelan introduced a bill to be entitled an act to reduce the pay of officers holding elections,

Which was read a second time under a suspension of the rule.

On his motion, it was referred to the Committee on Elections.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House of Representatives have passed bills with the following titles, in which the concurrence of the Senate is desired :

A bill to be entitled an act authorizing the transcribing of the records of Hinds county.

A bill to be entitled an act to provide for the safe keeping of

the records and files of the late Superiour Court of Chancery, of the State of Mississippi.

A bill to be entitled an act to amend sec. 2, chapter 64, of the acts of November 1859, in relation to the charter of the city of Vicksburg.

The House of Representatives have passed a Senate bill to be entitled,

An act arm Capts. J. W. Barnett and Robt. Muldrow's cavalry companies, now in the service of the Confederate States Government.

The House of Representatives have concurred in the joint resolution of the Senate raising a joint select committee of five on the part of the Senate, and — on the part of the House, to inquire into the condition of the finances of the State, &c., and filled the blank with the number eight.

The committee on the part of the House, are Messrs. Johnson of Warren, Tindall, Wood, Love, Hooker of Hinds, Terrall, Holliman and Gunn.

The House has also concurred in the Senate amendments to the resolution of the House in relation to the election of two Senators in the Congress of the Confederate States of America.

The House has adopted the following joint resolution in which the concurrence of the Senate is desired.

Resolved, (the Senate concurring,) That the two Houses meet on to-morrow, at 11 o'clock, A. M., to open and count the votes for Governor.

On motion of Mr. Mims,

The House messages were taken up.

House bill entitled an act authorizing the transcribing the records of Hinds county, was read three times under a suspension of the rule, and passed with title as stated.

House bill entitled an act to provide for the safe keeping of the records of the late Superior Court of Chancery of the State of Mississippi,

Was read twice under a suspension of the rule.

Mr. Wilson moved its reference to the Committee on Public Buildings,

Which was lost.

On motion of Mr. Ellett,

The bill was referred to the Committee on the State Library.

Mr. Gordon introduced Hon. C. L. Buck, Senator elect from the District composed of the county of Warren, who came forward and took the oath of office.

The joint resolution of the House providing that the two Houses meet on to-morrow, at 10 o'clock, A. M., to open and count the votes for Governor, was adopted with the following amendment offered by Mr. McLain.

Amend by adding after the word "to-morrow," Friday, November 8th, 1861.

House bill entitled an act to amend section 2, chapter 64, of the acts of November 1859; in relation to the charter of the city of Vicksburg,

Was read twice under a suspension of the rule, and

On motion of Mr. Buck, was referred to a select committee consisting of Messrs. Buck, Huie and McLain.

On motion of Mr. Neely,

The Senate adjourned until 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The Senate met pursuant to adjournment.

Mr. Nelson offered the following resolution, which was adopted :

Resolved, That the Committee on the Militia be instructed to report a bill at as early a day as practicable, providing for a complete re-organization of the militia of the State ; and be instructed further to embody within said bill the whole law upon the subject, so that misunderstanding and confusion may be avoided in its execution.

Mr. Cummings, by leave, introduced a bill to be entitled

An act in relation to volunteer companies.

The bill was read twice under a suspension of the rule, and

On motion of Mr. Gordon,

Referred to the Committee on the Militia.

Mr. McLain offered the following resolution,

Which was adopted.

Resolved, That the portion of the Governor's Message relating to the military affairs of the country be referred to the Committee on the militia. Also, that the portion relating to the financial condition of the State, be referred to the Committee on Finance.

Mr. Phelan offered the following joint resolution, which on his motion, was read the second and third time under a suspension of the rule, and adopted.

Be it resolved by the Senate, (the House concurring,) That Mr. Oliver be added to the joint committee on the part of the Senate, formed under the resolution of the Senate, to devise means for the relief of the State in its pecuniary difficulties.

Mr. Huie offered the following resolution, which was adopted:

Resolved, That so much of the Governor's message as refers to the tenure of office by the soldiers in the war, be referred to the Committee on the Judiciary.

Mr. Phelan, by leave, introduced a bill to be entitled,

An act authorizing the receipt of certain Bank notes in payment of taxes,

Which was read twice, the rule being suspended,

And on motion of Mr. Phelan,
Referred to the Committee on Finance.

Mr. Neely, by leave, introduced a bill to suspend the collection of the Mobile and Ohio Railroad tax in the county of Kemper,
Which was read, and on his motion, the rule was suspended and the bill put upon its second and third reading, and passed, the title standing as stated.

Mr. Phelan, by leave, introduced a bill to be entitled,
An act to abolishing notice now required in certain cases,
Which was read, and on his motion, the rule was suspended, the bill read a second time, and on his further motion,

Was referred to the Judiciary Committee.

Mr. Neill offered the following resolution,

Which was adopted :

Resolved, That that portion of the Governor's Message which refers to the act passed at the last session of the Legislature, authorizing the Boards of Police of the several counties to levy a tax sufficient to provide clothing for the companies of their respective counties now in the service of the State or the Confederate States, be referred to the Judiciary Committee.

Mr. Phelan, by leave, introduced a bill to be entitled,

An act in relation to certain cases, and

On his motion, the rule was suspended, the bill read a second time, and on his further motion, the bill was referred to the Judiciary committee.

Mr. Phelan, by leave, introduced a bill to be entitled,

A bill in relation to infant married females, and on his motion, the bill was read a second time, and on his further motion, was referred to the Judiciary Committee.

Mr. Greer offered the following resolution, which was adopted:

Resolved, That the ministers of the different churches in the city, or any others who may be present, be respectfully invited to open the morning session of the Senate with prayer.

On motion of Mr. Neill, he was excused from serving on the joint standing Committee on the Penitentiary, on the part of the Senate, and Mr. Taylor substituted in his stead.

On motion of Mr. Taliaferro,

The Senate adjourned until to-morrow morning, at 10 oclock.

FRIDAY, November 8th, 1861.

Senate met pursuant to adjournment, and was opened with prayer by the Rev. Mr. McLain.

Journal of yesterday was read and approved.

The following message was received from the House, through their clerk, Mr. Miller ;

MR. PRESIDENT—

The House of Representatives has concurred in the amendment of the Senate to House resolution asking a joint convention of the two Houses to open and count the vote for Governor, with the following amendment to which the concurrence of the Senate is desired: insert "12 o'clock M." before the words Friday, 8th November, 1861.

The House of Representatives have passed bills with the following titles:

An act to incorporate Castilion Lodge, No. 139.

An act for the relief of Michael Donovan, of Warren county.

An act for the relief of Nelson T. Warren.

Also, the following joint resolution in which the concurrence of the Senate is desired:

Resolved, (the Senate concurring,) That the two Houses meet in joint convention on Friday, the 8th inst., at the hour of 4 o'clock, P. M., for the purpose of electing the Public Printer and Librarian.

Mr. Buck, from a Select Committee, made the following report which was received and agreed to:

MR. PRESIDENT—

The Select Committee to whom was referred a bill to be entitled an act to amend section 2, chapter 64, of the Acts of November, 1859, in relation to the charter of the city of Vicksburg, have had the same under consideration, and beg leave to report the same back to the Senate and recommend its passage.

On motion of Mr. Buck,

The rule was suspended and the bill put upon its second and third reading and passed, the title standing as stated.

Mr. Davis offered the following joint resolution which, on his motion, was read the second time under a suspension of the rule and adopted:

Resolved by the Senate, (the House of Representatives concurring,) That the Joint Rules of both Houses be amended by adding to the Joint Standing Committees a committee on Agriculture and Mechanics.

Mr. Ellett moved to take up a House message as relates to House amendment to Senate amendment to joint resolution of the House providing for a joint convention of the two Houses for the purpose of counting the votes for Governor; and on his motion the said amendment was concurred in by the Senate.

On motion of Mr. Chrisman, the remainder of the House messages was taken up.

A House bill entitled

"An act to incorporate Castilion Lodge, No. 139," was read.

On motion of Mr. Poindexter,

The constitutional rule was suspended, the bill read a second time, and

On motion of Mr. Neill, referred to the Judiciary Committee.

A House bill entitled "an act for the relief of Michael Donovan, of Warren county," was read.

On motion of Mr. Buck,

The constitutional rule was suspended the bill read a second time; and on his further motion, was referred to the Judiciary Committee.

A House bill entitled, "an act for the relief of Nelson T. Warren," was read.

On motion of Mr. Starke

The constitutional rule was suspended and the bill read the second time; and on his further motion, was referred to a select committee of three, consisting of Messrs. Starke, Taylor and Quin.

A joint resolution of the House "that the two Houses meet in joint convention on Friday the 8th inst., at the hour of 4 o'clock, P. M., for the purpose of electing the Public Printer and Librarian,

Was adopted, with the following amendment, offered by Mr. Fillett: "strike out Librarian."

Mr. Mims offered a joint resolution which was read, and on his motion, the constitutional rules suspended, the resolution read the second time and adopted.

The following is the resolution referred to:

Resolved, (the House concurring) That the Legislature favor the increase of the pay of privates in the Confederate States army so that they shall hereafter receive Fifteen instead of Eleven dollars per month, as now allowed, and that our Representatives in Congress be requested to urge the passage of a law effecting this increase.

Mr. Greer, by leave, introduced a bill to be entitled "an act to repeal the Levee Laws of the State of Mississippi," which was read.

On motion of Mr. Neill,

The constitutional rule was suspended, the bill read a second time, and on his further motion, the bill was referred to a select committee of three, consisting of Messrs. Greer, Starke and Taliaferro.

Mr. Mims, by leave, introduced a bill to be entitled "an act to increase the powers of the Probate Court,"

Which was read; on his motion the constitutional rule was suspended and the bill read a second time; and on his further motion was referred to the Judiciary Committee.

Mr. Mims, by leave, introduced a bill to be entitled

"An act to remove the civil disabilities of Shepperd Washing-

ton, a minor, of the county of Hinds, so far as to make a last will and testament,"

Which was read, and on his motion, the constitutional rule was suspended, the bill put upon its second and third reading and passed with the title standing as stated.

Mr. Starke made the following report which was received and agreed to :

MR PRESIDENT—

The Select Committee to whom was referred—

"An act for the relief of Nelson T Warren," have had the same under consideration and have instructed me to report it back to the Senate and recommend that it do pass.

The bill referred to was then taken up, read, and on motion of Mr. Starke, was re-committed to the same committee.

On motion of Mr. Oliver,

Messrs. Gordon and Buck were added to the Judiciary Committee.

Mr. Ellett offered the following resolution, which was adopted :

Resolved, That the proceedings of the Senate, upon Executive communications, shall be conducted in open session and shall be entered upon the ordinary journals, unless the matter shall, in the judgment of the Senate, be of a nature to require secrecy.

The following message was received from the House of Representatives :

MR PRESIDENT—

I am instructed to inform the Senate that the hall of the House of Representatives is now in readiness for their reception to the end that the two Houses proceed to open and count the votes for Governor.

On motion of Mr. Oliver,

The Senate proceeded to the hall of the House of Representatives, preceded by their President and Secretary, for the purpose of going into joint convention to count the votes for Governor.

On taking his seat the President announced the object of the convention.

When the official vote for Governor was opened and counted, (the Secretary of the Senate and the Clerk of the House acting as tellers) which vote is as follows :

OFFICIAL RETURNS

Of the vote for Governor of the State of Mississippi, at an election held on the first Monday in October, 1861, as opened and counted by a joint convention of the two Houses of the Legislature, on Friday, the 8th day of November, 1861.

COUNTIES.	J. J. Pettus.	Jacob Thompson.	Madison McAfee.	Scattering.
Amite.....	42	138		49
Adams.....	288		9	27
Attala.....	821			
Bolivar.....	241	30		
Claiborne.....	256	127		15
Choctaw.....	1027	72		1
Coahoma.....	162	39		
Chickasaw.....	1025			
Copiah.....	912			
Calhoun.....	770		64	
Clark.....		84		10
Carroll.....	650	64	24	81
Covington.....	161	50		
De Soto.....	755	126	2	3
Franklin.....	155			25
Green.....	123			21
Hinds.....	709	275	29	8
Holmes.....	663			
Hancock.....	145	280	56	
Harrison.....	48			319
Isaquena.....	136	13		
Itawamba.....	833			
Jefferson.....	262	6	18	
Jones.....	242	67		
Jasper.....	525	20		19
Jackson.....	169			54
Kemper.....	624	73		
Lowndes.....	637			
Leake.....	523			
Lawrence.....	279			
Lauderdale.....	402	537		
Lafayette.....	632			

(OFFICIAL RETURNS—CONTINUED.)

COUNTIES.	J. J. Pettus.	Jacob Thompson	Madison McAfee	Scattering.
Monroe	1075			
Madison	395	5		7
Marshall	1510	106		
Marion	121	10	19	9
Noxubee	489			
Newton	291	134		
Neshoba	509	1		2
Oktibbeha	426	38		
Panola	801	40		
Pontotoc				
Pike	612		9	36
Perry	154	44		
Rankin	446	230		
Simpson	294	15		
Scott	293	43		
Smith	455	87		5
Sunflower	122			
Tallahatchie	255	40		10
Tishomingo	1934	1		
Tunica	82			
Tippah	1790			
Warren	504	236	2	
Wilkinson	446			
Wayne	72			
Washington	154	59		
Winston	591			
Yallobusha	748	138	2	2
Yazoo	355	278		

Total	30,169	3,556	234	662
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John J. Pettus received	30,467
Jacob Thompson "	3,556
M. McAfee "	234
Scattering	662

Whole number of votes cast	34,919
Pettus' majority	26,005

The President of the Senate announced that John J. Pettus having received a plurality of the votes counted, he declared him duly and constitutionally elected Governor of the State of Mississippi for the constitutional term thereof.

The object of the joint convention having been accomplished the Senate repaired to their Chamber.

Mr. Starke, from a select committee, made the following report, which was received and agreed to.

MR PRESIDENT—

The Select Committee to whom was referred a bill for the relief of Nelson T. Warren, of Washington county, have considered the same and have instructed me to report the same back with an amendment thereto, and recommend the passage of the bill as amended.*

The following is the amendment :

Amend by striking out the words "and that he is authorized to do and perform all acts for himself as lawful as if he had attained the age of majority" and insert in lieu thereof the words, "so far as to authorize and enable him to make and execute a last will and testament, and to devise and bequeath his estate, real and personal, in the same manner as if he were of full age," which was adopted.

On motion of Mr. Starke,

The rule was suspended, the bill read a third time and passed as amended the title standing as stated.

On motion of Mr. Gordon,

The Senate adjourned until 3 o'clock, P. M.

THREE O'CLOCK, P. M.

Senate met.

Mr. Neely offered the following resolution, which was adopted :

Resolved, That the Secretary be instructed to furnish the resident clergymen of this place a copy of the resolution passed on yesterday, inviting them to open the morning sessions of the Senate with prayer.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House has concurred in the desire of the Senate that Mr. Oliver be added to the Joint Committee, on the part of the Senate, formed under the resolution of the Senate to devise means for the relief of the State in its pecuniary difficulties ;

And have added to said committee, on the part of the House, Messrs. Jones, of Sunflower, and Gibbs, of Yazoo.

The House has concurred in the amendment to the Senate in

relation to the election of State Printer and Librarian, by striking out the word "Librarian" and the House is now ready to receive the Senate for the purpose indicated.

On motion of Mr. Starke,

The Senate proceeded to the hall of the House of Representatives for the purpose indicated in the above message from the House.

The President of the Senate announced that the two Houses have met in joint convention for the purpose of electing a State Printer.

Mr. Neill moved that the convention proceed forthwith to the election, and if there should be but one candidate, to elect by acclamation; if more than one, to elect by ballot, which motion prevailed.

Mr. Withers, of the House, nominated Messrs. F. T. Cooper and A. N. Kimball, of the Mississippian,

Who were elected by acclamation.

On motion of Mr. Gordon, of the Senate,

The object of the joint convention having been accomplished, the convention was declared dissolved.

Whereupon the Senate repaired to their Chamber.

On motion of Mr. Brown,

The Senate adjourned until to-morrow at 10 o'clock, A. M.

SATURDAY, Dec. 9th, 1861.

Senate met pursuant to adjournment.

Prayer by Rev. Mr. Elwell.

The Journal of Saturday was read and approved.

Mr. Gordon asked leave of absence for Mr. Mims,

Which was granted.

Mr. Ellett offered the following resolution,

Which was adopted:

Resolved, That the Committee on Finance be instructed to inquire into the propriety of compensating the Assessors of Taxes for making the assessment of lands during the present year, and that they report by bill or otherwise.

• Mr. Ellett, by leave, introduced a bill to be entitled,

An act to amend the laws of descent and escheat,

Which was read the first time, and on his motion, the Constitutional rule was suspended, and the bill read a second time by its title, and referred to the Judiciary Committee.

Mr. Ellett, by leave, introduced a bill to be entitled

An act to amend an act entitled an act to modify the collection laws of this State, approved August 5th, 1861,

Which was read the first time, and on his motion, the constitutional rule was suspended, the bill read a second time by its title, and referred to the Judiciary Committee.

Mr. Gordon introduced the Hon O. A. Luckett, the Senator elect from the District composed of the counties of Madison and Scott, who came forward and took the oath of office.

Mr. Neill asked leave to introduce a bill to be entitled

An act for the relief of the Judges of the Circuit Courts of this State, in certain cases,

Which was read the first time, and on his further motion, the constitutional rule was suspended, the bill read a second time by its title, and referred to the Judiciary Committee.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House has passed a bill entitled an act to amend chapter 64, section 10, article 26, of Revised Code, in relation to the circulation of small bills, and for other purposes.

Also, a bill entitled an act to amend an act to establish in the county of Warren, an inferior court of Criminal Jurisdiction, approved February 1st, 1861.

Also, a bill entitled an act authorizing the service of process upon the Captain, Mate, Clerk or Agent of any steamboat, or other water craft.

The House has passed the following resolution, in which the concurrence of the Senate is desired:

Resolved, (the Senate concurring,) That Mr. W. S. Eskridge, of Tallahatchie, be added to the Joint Committee on Finance and Taxes.

On motion of Mr. Buck,

The House message was taken up.

The House bill entitled an act to amend chapter 64, section 10, article 26, of the Revised Code, relative to the circulation of small bills, and for other purposes,

Was read the first time.

On motion of Mr. Neill,

The constitutional rule was suspended, and the bill read a second time by its title, and referred to the Committee on Finance.

The House bill entitled an act to amend an act entitled an act to establish in the county of Warren, an inferior court of Criminal Jurisdiction, approved February 1st, 1861,

Was read the first time.

On motion of Mr. Buck,

The constitutional rule was suspended, the bill read a second and third time, and passed with the title standing as stated.

The House bill entitled an act authorizing the service of process upon the Captain, Mate, Clerk or Agent of any steamboat or other water-craft,

Was read the first time.

On motion of Mr. Neill,

The constitutional rule was suspended, and the bill read a second time by its title, and referred to the Judiciary Committee.

On motion of Mr. Oliver,

The Senate concurred in the joint House resolution appointing Mr. W. S. Eskridge, of Tallahatchie, on the joint Committee of Finance and Taxes.

On motion of Mr. Gordon,

The Senate adjourned until Monday morning, 10 o'clock.

MONDAY, November 11th, 1861.

Senate met pursuant to adjournment.

Prayer by Rev. Mr. Lane.

The Journal of Saturday was read and approved.

Mr. Phelan introduced Hon. G. D. Moore, Senator elect from the District composed of the counties of Noxubee, and Winston, who came forward and took the oath of office as prescribed by law.

Mr. Ellett, from the Committee on the Judiciary, presented the following report,

Which was received and agreed to :

MR. PRESIDENT—

The Committee on the Judiciary, to whom was referred a bill from the House of Representatives, entitled an act authorizing the service of process upon the Captain, Mate, Clerk or Agent of any steamboat or other water-craft, have had the same under consideration, and have instructed me to report back the said bill, and to recommend that the same do not pass.

Mr. Ellett, from the Judiciary Committee, presented the following report,

Which was received and agreed to :

MR. PRESIDENT—

The Committee on the Judiciary, to whom was referred a Senate

bill to be entitled an act in relation to infant married females, have had the said bill under consideration, and have instructed me to report the same back, and to recommend that the same do not pass.

Mr. Ellett, from the Judiciary Committee, presented the following report, which was received and agreed to :

MR PRESIDENT—

The Committee on the Judiciary, to whom was referred a Senate bill to be entitled an act in relation to testimony in certain cases, have had the same under consideration, and have instructed me to report the same back with the following amendment, to-wit: after the word "Chancery," in the second line, insert the words "or other interested person," and to recommend the adoption of said amendment, and the passage of the bill as amended.

The bill was then taken up, and the amendment adopted.

On motion of Mr. Ellett,

The constitutional rule was suspended, the bill considered engrossed, and read a third time and passed as amended, the title standing as stated.

Mr. Ellett, from the Judiciary Committee, made the following report, which was received and agreed to :

MR PRESIDENT—

The Committee on the Judiciary, to whom was referred a Senate bill entitled an act to amend the laws of descent and escheat, have had the same under consideration, and have instructed me to report the said bill back and to recommend that it do pass.

On motion of Mr. Ellett.

The bill referred to was taken up, the rule suspended, and the bill read the third time and passed with title standing as stated.

Mr. Ellett, from the Judiciary Committee, made the following report, which was received and agreed to :

MR PRESIDENT—

The Committee on the Judiciary, to whom was referred a Senate bill entitled an act for the relief of the Judges of the Circuit Courts of this State in certain cases, have had the same under consideration, and have instructed me to report the said bill back, and that the same be amended by striking out all after the enacting clause, and inserting as follows :

"That no deduction shall be made from the salary of any Circuit Judge in this State, on account of his failure to hold any term of the court in his district, which by law ought to have been, or to be held during the year one thousand eight hundred and sixty-one ; and that this act take effect from and after its passage;

And the Committee recommend the passage of said bill so amended.

On motion of Mr. Ellett,

The bill was taken up.

Mr. Luckett offered the following amendment to the amendment reported by the committee,

Which was lost:

Amend by striking out "1861," and insert 1862. *provided* it appears that any Judge is in the actual service of his country in the army.

Mr Chrisman moved to lay the bill and amendment of the committee on the table,

Which was lost, on a division of the question, by a vote of 13 to 13.

The yeas and nays being called on the motion to lay the bill and amendment on the table, the motion was lost by the following vote :

YEAS—Messrs. Chrisman, Cummings, Davis, Griffen, Huie, Jordan, McLain, Neely, Oliver, Pegram, Taylor and Thames—12.

NAYS—Mr. President, Messrs. Bowles, Brown, Ellett, Greer, Gordon, Luckett, Mims, Moore, Neill, Phelan, Poindexter, Quin, Starke, Taliaferro and Wilson—16.

On motion of Mr. Ellett,

The amendment reported by the committee was adopted.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House has passed the following entitled bills :

An act to declare Bogue Phalaiah and its branches in the counties of Bolivar and Washington, navigable streams.

An act for the relief of L. J. Lack, of Smith county.

An act to legalize the assessment returns of Yazoo and Sunflower counties.

An act to legalize the levy of taxes by the Board of Police of Jackson county, and for other purposes.

The House has concurred in the amendment by the Senate to the House bill entitled an act for the relief of Nelson T. Warren.

The House has concurred in the joint resolution of the Senate, amending the Joint Rules of both Houses, by adding to the joint standing committees, a Committee on Agriculture and Mechanics.

Also, in the Senate resolution favoring the increase of the pay of privates in the Confederate States army.

The House has passed the Senate bill to suspend the collection of the Mobile and Ohio Railroad tax in the county of Kemper.

Mr. Ellett moved that the bill just under consideration, in relation to the Circuit Judges of this State, &c., be considered engrossed and read a third time, and put upon its passage,

Which motion was adopted by a vote of 21 to 4, a division being called for.

Mr. Ellett moved that the bill pass as amended.

Pending the discussion of which,

The following message was received from the House of Representatives :

MR. PRESIDENT—

I am instructed by the House of Representatives, to inform the Senate that the Hall of the House is now in readiness to receive the Senate, with a view to a joint convention of the two Houses, for the purpose of electing two Senators in the Confederate States Congress, from the State of Mississippi.

On motion of Mr. Olliver,

The bill under consideration was postponed for the present.

The Senate then repaired to the Hall of the House of Representatives, for the purpose of electing two Senators to the Congress of the Confederate States of America.

The President of the Senate having explained the object of the joint assemblage,

The two Houses proceeded to the election of two Senators in the Congress of the Confederate States of America.

Senator Mims moved that the convention proceed to the election *viva voce*.

Mr. Dyer, of the House, moved that the election be by ballot.

The question was first taken on the motion of Mr. Mims, and decided in the negative.

Senator Chrisman moved a call of the yeas and nays upon the motion of Senator Mims.

The President of the Convention decided the motion out of order, on the ground that he was not aware of any rule that required a call of the yeas and nays in joint convention, but that the matter was under the consideration of the Convention.

Senator Chrisman appealed from the decision of the Chair.

The question was then taken—shall the decision of the Chair be sustained, and decided in the affirmative.

Mr. Terrell, of the House, offered the following resolution :

Resolved by the joint convention, That each member desiring may have a record made of the person for whom he votes for Confederate Senator.

On motion of Senator Gordon,

The resolution was laid on the table.

The convention then proceeded to the election of the first Senator by ballot.]

Mr. Nelson, of the Senate, and Mr. Reid, of the House, acting as tellers.

Mr. Gordon, of the Senate, nominated the Hon. A. G. Brown.

On the first ballot,

Mr Brown received 116 votes.

Mr. Anderson " 1 "

Jacob Thompson " 1 "

Mr. Gholson " 1 "

Mr. Ellett " 2 "

Mr. Brooke " 3 "

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Mr. Brown having received a majority of all the votes cast, was declared by the President to be duly and constitutionally elected a Senator in the Congress of the Confederate States of America, for the term prescribed by the Constitution.

On motion of Mr. Johnson of Warren, of the House, the convention proceeded to the election of the second Senator by ballot.

Mr. Johnson of Warren, nominated Walker Brooke, of Warren.

Mr. Compton, of the House, nominated J. W. C. Watson, of Marshall.

Mr. Taylor, of the Senate, nominated Jas. Phelan, of Monroe.

Mr. Irby, of the House, nominated Jacob Thompson, of Lafayette.

Mr. Tindall, of the House, nominated S. J. Gholson, of Monroe.

Mr. Brooke, of the House, nominated J. L. Alcorn, of Coahoma.

Mr. Batte, of the House, nominated Fulton Anderson, of Hinds.

On the first ballot,

Mr. Thompson received 22 votes,

Mr Brooke " 35 "

Mr Phelan " 25 "

Mr Watson " 15 "

Mr Gholson " 8 "

Mr Alcorn " 7 "

Mr Anderson " 8 "

Mr Barry " 1 "

Mr Lamar " 1 "

Mr Neill " 2 "

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Necessary to a choice, sixty-three.

Neither gentleman having received a majority of all the votes cast,

the convention proceeded to a second ballot.

On the second ballot,

Mr Brooke	received	40	votes
Mr Thompson	"	21	"
Mr Phelan	"	27	"
Mr Watson	"	11	"
Mr Gholson	"	9	"
Mr Alcorn	"	4	"
Mr Anderson	"	8	"
Mr Lamar	"	1	"
Mr Neill	"	2	"

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Necessary to a choice, sixty-two.

Neither gentleman having received a majority of all the votes cast, the convention proceeded to a third ballot.

On the third ballot,

Mr Brooke	received	49	votes
Mr Phelan	"	28	"
Mr Thompson	"	20	"
Mr Gholson	"	7	"
Mr Benton	"	3	"
Mr Alcorn	"	4	"
Mr Neill	"	2	"
Mr Lamar	"	2	"
Mr Watson	"	4	"
Mr Anderson	"	4	"

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Necessary to a choice, sixty-two

Neither gentleman having received a majority of all the votes cast, the convention proceeded to a fourth ballot.

The names of Messrs. Watson, Alcorn and Anderson being withdrawn.

On the fourth ballot

Mr Brooke	received	56	votes
Mr Phelan	"	41	"
Mr Thompson	"	45	"
Mr Gholson	"	9	"
Mr Alcorn	"	1	"
Mr Lamar	"	1	"

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Necessary to a choice, sixty-two.

Neither gentleman having received a majority of all the votes cast, the convention proceeded to a fifth ballot.

On the fifth ballot.

Mr Brooke	received	58	votes
Mr Phelan	"	51	"
Mr Thompson	"	4	"
Mr Gholson	"	9	"
Mr Alcorn	"	1	"

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Necessary to a choice, sixty-two.

Neither gentleman having received a majority of all the votes cast, the convention proceeded to a sixth ballot.

The names of Messrs Thompson and Gholson being withdrawn.

On the sixth ballot,

Mr Brooke	received	59	votes
Mr Phelan	"	62	"
Mr Alcorn	"	1	"
Mr Gholson	"	1	"

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Mr. Phelan having received a majority of all the votes cast, was declared to be duly and constitutionally elected a Senator in the Confederate States of America for the term prescribed by the Constitution.

The Convention having accomplished the object of their joint assemblage, the Senate repaired to their chamber.

On motion of Mr. Gordon,

The Senate adjourned until three o'clock, P. M.

THREE O'CLOCK, P. M.

The Senate met pursuant to adjournment.

On motion of Mr. Elliott,

A bill in relation to the Circuit Judges of this State, which was under consideration immediately before the Senate went into joint session with the House in the morning, was called up and read a second time and passed, the title standing as stated.

Mr. Oliver, from the Finance Committee, made the following report,

Which was received and agreed to :

PRE-IDENT—

The Committee on Finance, to whom was referred the bill to

be entitled an act for the relief of the family of the late Col. E. R. Burt, Auditor of Public Accounts of the State of Mississippi. have had the same under consideration, and a majority of the committee have made an amendment thereto, and instructed me to report the bill with such amendment, and recommend that it do pass.

The following is the amendment reported :

Amend by striking out all after the enacting clause of the bill, and insert the following :

That the Auditor of Public Accounts be and he is hereby authorized to draw his warrant upon the Treasurer in favor of the widow of the late Col. E. R. Burt, for the last quarter's salary as Auditor of Public Accounts, to be paid out of any money in the Treasury not otherwise appropriated.

Mr. Starke moved to lay the amendment on the table.

Which motion was carried, a division being called for, 15 votes to 12

Messrs. Oliver, Ellett and Neill called for the yeas and nays on the motion, and it was lost by the following vote :

YEAS.—Messrs. Bowles, Brown, Cummings, Ellett, Gordon, Huie, Jordan, Luckett, McRae, Mims, Neill and Quin—13.

NAYS —Mr President, Messrs. Chrisman, Davis, Griffin, McLain, Neely, Neill, Oliver, Pegram, Phelan, Poindexter, Starke, Taylor, Taliaferro, Thames and Wilson.—16.

On motion of Mr. Mims,

Mr. Quin was added to the Committee on the Militia.

Mr. Ellett asked and obtained leave of absence for Monday.

On motion of Mr. Starke,

The Senate adjourned until to-morrow morning, at 9 o'clock.

TUESDAY, November 12th, 1861.

Senate met pursuant to adjournment.

Prayer by the Rev. Mr. McLain.

The Journal of yesterday was read and approved. ●

Mr. Davis, from the Committee on Enrolled Bills, made the following report ;

MR. PRESIDENT—

The Committee on Enrolled Bills have examined a bill, entitled an act to arm Captains J. W. Barnett's and Robert Muldrow's Cavalry Companies, now in the service of the Confederate States Government, and find the same correctly enrolled.

Mr. Davis, from the same committee, made the following report:

MR. PRESIDENT—

The Committee upon Enrolled Bills have examined a bill entitled, "an act to suspend the collection of the Poll and O Railroad tax in the county of Kemper," and find the same correctly enrolled.

Mr. Greer presented a memorial from a number of citizens of Marshall county asking that certain Banking privileges be granted to the Mississippi Central Railroad Company, which was read and on his motion was referred to the Committee on Finance.

The following message was received from the Representatives:

MR. PRESIDENT—

The House has passed the following bills:

An act to confirm the amended charter of incorporation of the town of Verona.

An act to amend an act entitled "an act to incorporate the Sota Bridge Company," passed, July 31st, 1861.

An act to authorize the Board of Police of Bolivar county to remunerate the Clerk of said Board for extra office services.

An act to amend an act to incorporate the Vernal Male and Female Academy in Green county.

An act for the relief of Aaron Lowenstein, of Lauderdale county.

An act to define and punish the crime of the fraudulent removal of personal property under mortgage, pledge or deed, from this State.

An act to reduce the fees of the Commissioners of the submerged lands in the county of Perry.

An act to authorize the Board of Council of Yazoo City to license Billiard Tables.

An act to amend the Road Laws within the limits of Washington county.

An act to change the time of holding the Probate Court of Hancock county.

I herewith enclose a list of the Joint Standing Committees on the part of the House, as follows, to-wit:

On State and Confederate Relations—

Messrs. Hooker of Holmes, Fall of Washington, Miller of Ok-

tibbeha, Wood of Green, and S. D. Johnston of De Soto.

On Internal Improvements—

Messrs. McGehee of Bolivar, Smith of Tishomingo, Fatheree of Copiah, Moore of Monroe, Green of Chickasaw and Jones.

On Claims—

Messrs. Clark of Attala, Love of De Soto, Echols of Tippah, Buntin of Yallobusha, and Woodward of Calhoun.

On Penitentiary—

Messrs. Strong of Carroll, Boddie of Hinds, Williams of Tishomingo, Semmes of Lauderdale, and Barnes of Marion.

On Lunatic Asylum—

Messrs. Tindall of Monroe, Compton of Marshall, Dickens of Panola, Bond of Pontotoc, and Batte of Rankin.

On Institution for the Blind—

Messrs. Brown of Issaquena, Fox of Choctaw, Miller of Hinds, Williams of Wilkinson, and Kirk of Winston.

On Institution for the Deaf and Dumb—

Messrs. Owen of Lafayette, Enocks of Calhoun, Dale of Tunica, Jackson of Amite, and McDonald of Neshoba.

On the Office of Auditor of Public Accounts—

Messrs. Smith of Lowndes, Mosley of Marshall, Seals of Hancock, Chindler of Clark, and Edwards of Kemper.

On the Office of Treasurer State Commissioner and Executive Contingent Fund—

Messrs. Hicks of Jefferson, Dantzler of Jasper, Seals of Harrison, Deason of Jones, and McLaurin of Smith.

On State Library—

Messrs. Billups of Lowndes, Hooker of Holmes, Jones of Sunflower, Barton of Itawamba, and Humphreys of Claiborne.

On Enrolled Bills—

Messrs. Terrell of Covington, M. D. Johnston of De Soto, Withers of Marshall, Edwards of Choctaw, and Allen of Copiah.

On Public Buildings—

Messrs. S. D. Johnston of De Soto, Barden of Itawamba, Hooker of Lawrence, Gulley of Kemper, and McDonald of Neshoba.

On State University—

Messrs. Buford of Lafayette, Woodward of Calhoun, Irby of Panola, Childers of Tippah, McElroy of Newton, and Tindall.

On Agriculture and Mechanics—

Messrs. Withers of Marshall, Dickens of Panola, Stone of Carroll, Harper of Rankin, Bonds of Tishomingo, Durr of Lauderdale, and Tindall of Monroe.

Mr. Greer presented a memorial from W. Goodman and others, which was read and referred to the Committee on Finance.

Mr. Newby, from the Committee on Engrossed Bills, made the following report:

MR. PRESIDENT—

The Committee on Engrossed Bills have examined the following bill: "a bill entitled an act in relation to testimony in certain cases."

Also, "a bill to be entitled an act for the relief of the Judges of the Circuit Court of this State in certain cases," and find the same properly engrossed.

Mr. Neill presented a protest of a number of Stockholders of the Central Railroad, which was referred to the Committee on Finance, without reading.

Mr. Cummings presented the petition of J. G. Conwill, which was referred to the Committee on Claims.

Mr. Jordan presented the petition of a number of citizens of Lowndes county, in relation to taxing dogs, which was read, and on his motion, referred to a select committee of three, consisting of Messrs. Jordan, Taylor and Oliver.

Mr. Gordon, from the Committee on Finance, made the following report, which was received and agreed to:

MR. PRESIDENT—

The Committee on Finance, to whom was referred the House bill to be entitled "an act to amend chapter 64, section 10, article 26 of the Revised Code, relative to the circulation of small bills, and for other purposes," have had said bill under consideration, have made an amendment thereto and have instructed me to report said bill, with the amendment, back to the Senate and recommend that it do pass.

On motion of Mr. Gordon,

The bill was taken up and read, and

On motion of Mr. Starke,

The bill was laid on the table, and two hundred copies ordered to be printed.

Mr. Ellett, from the Judiciary Committee, presented the following report :

MR PRESIDENT--

The Committee on the Judiciary, to whom was referred a Senate bill entitled "an act to amend an act entitled an act to modify the Collection Law of this State," approved August 5, 1861, have had the same under consideration and have instructed me to report the said bill back, and to recommend that the same be amended by adding the following additional section thereto, to-wit :

Insert as section three the following :

Section 3.—That in all actions upon bonds, promissory notes, bills of exchange, open accounts, or other contracts for the payment of money, made since the passage of the act to which this is an amendment, it shall be lawful for the defendant to set off under a proper plea, any indebtedness of the plaintiff to him that may exist upon their mutual dealings or demands anterior to the passage of said act.

And that the bill so amended do pass.

On motion of Mr. Ellett,

The bill was taken up and the amendment adopted.

Mr. Lockett, offered the following amendment, as an additional section:

Be it enacted by the Legislature of the State of Mississippi, "That the remedy, by attachment, shall be suspended in this State until twelve months after the close of the present war or until otherwise ordered by law" in all cases where the plaintiff's sole ground of complaint is that the defendant is a non-resident of this State.

Be it further enacted. That this act shall be in force and take effect from and after its passage.

On motion of Mr. Lockett,

The further consideration of the bill was postponed and made the special order of the day for to-morrow at 11 o'clock.

Mr. Ellett, from the Judiciary Committee, made the following report which was received and agreed to.

MR PRESIDENT--

The Committee on the Judiciary to whom was referred a bill entitled "an act abolishing notice now required in certain cases," have had the same under consideration and have instructed me to report the said bill back with an amendment, and recommend the adoption of the amendment and the passage of the bill as amended.

On motion of Mr. Ellett,

The bill was taken up and the amendment adopted, the constitutional rule suspended, the bill considered engrossed, read a third time and passed.

Mr. Ellett moved the following amendment to the title, which was adopted :

An act to amend the 43d chapter of the Revised Code, entitled "an act in relation to bonds, notes, bills of exchange, and other writings for the payment of money."

Mr. Ellett, from the Judiciary Committee, made the following report, which was received and agreed to.

MR PRESIDENT—

The Committee on the Judiciary to whom was referred a House bill entitled "an act to incorporate Castilian Lodge, No. 139," have had the same under consideration, and have instructed me to report ;

That by the first section of the 35th chapter of the Revised Code, ample provision is made for obtaining charters of incorporation for Masonic Lodges, and a great variety of other institutions, without application to the Legislature. The committee do not doubt the constitutionality of that section or the validity of any charters issued under it. They think, too, that the policy is a wise one, of authorizing such charters, to be obtained under a general law, without imposing upon the Legislature the necessity of acting on each particular case. Especially is it wise at a time like the present, when it is so important to economize the time of the Legislature, and the expense of publishing and distributing the Laws and Journals.

The committee think the policy thus established ought to be adhered to, and that upon this first occasion occurring in the Senate at the present session, the determination of the body ought to be expressed against granting any charters which may be obtained by application to the Executive.

The committee therefore recommend that the bill do not pass.

Mr. Jordan, from the Committee on Elections, made the following report, which was received and agreed to :

MR PRESIDENT—

The Committee on Elections to whom was referred the bill to be entitled "an act to reduce the pay of officers holding elections," have had the same under consideration and have instructed me to report the same back with the following amendment, and to recommend the passage of the bill thus amended :

Amend, by adding three clerks instead of two, and that neither inspectors or clerks of elections shall receive anything for such service, and that the returning officer shall receive the sum of two dollars for making his return, and no more.

On motion of Mr. Jordan,

The bill indicated in the report, was taken up. The amendment reported by the committee was rejected.

Mr. Taylor offered the following amendment to the bill, which was adopted :

"Amend by striking out the word clerk, and add two inspectors and two clerks, and that in all cases relative to the qualification and rights of voters, where the two inspectors cannot agree, the returning officer shall give the casting vote.

The following message was received from the House :

MR PRESIDENT—

The House of Representative have passed a bill,

To be entitled an act to amend the charter of incorporation of the Board of Trustees to aid in establishing a publishing house to print books, etc., for the benefit of the blind.

Also, a resolution in relation to the battle of the 21st October, 1861,

In which the concurrence of the Senate is desired.

And have adopted the following resolution :

Resolved, (the Senate concurring) That the Hon. G. S. Gaines be added to the Joint Standing Committee on Finance.

• Mr. McLain offered the following joint resolution :

JOINT RESOLUTION OF THE TWO HOUSES.

Whereas, The President of the Confederate States of America has, by proclamation, set apart Friday next to be observed by the people of this Government as a day of humiliation and prayer, thus indicating our dependence upon the arm of the Christian's God for success in this the time of our Nation's trial :

And whereas, The brilliant victories which have already crowned our arms in this unnatural and unholy war, forced upon us by an invasion of religious and civil rights, are manifestations of heaven's approval of a just cause, and demonstrate the superior skill, valor and patriotism of the men God has raised up and given us to fight our battles, and for which we should return the devout gratitude of our hearts;

Therefore—

Resolved by the Senate, (the House of Representatives concurring) That when the two Houses adjourn on Thursday next, they adjourn to meet again at a given hour on Saturday, to the intent that the members of the Legislature here assembled, may take part on the day above indicated in the devotions of the house of God.

On motion of Mr. McLain,

The constitutional rule was suspended, the resolution read a second time and adopted.

Mr. Wilson offered the following resolution, which was adopted:

Resolved, That the Committee on Militia be instructed to inquire into the expediency of establishing a factory at some suitable place in the State for the manufacture of such arms as may be needed in the present war; and report by bill or otherwise.

The President announced the following gentlemen, on the part of the Senate, on the Joint Standing Committee on Agriculture and Mechanics, Messrs. Davis, Poindexter and Taylor.

Mr. Starke, by leave, introduced a bill to be entitled "an act to extend an act entitled an act to regulate the fees of the Circuit and Chancery Court of the county of Hinds," to the county of Washington;

Which was read.

On motion of Mr. Starke,

The rule was suspended and the bill read a second time by title and referred to the Judiciary Committee.

Mr. Ellett, by leave, introduced a bill to be entitled "an act to amend the LXII chapter of the Revised Code, entitled "an act in relation to Chancery Courts," and for other purposes,

Which was read,

And on his motion, the rule was suspended, the bill read the second time by its title and referred to the Judiciary Committee.

Mr. Ellett, by leave, introduced a bill to be entitled "an act in relation to suits pending in which alien enemies are plaintiffs,"

Which was read,

And on his motion the rule was suspended, the bill read a second time by its title and referred to the Judiciary Committee.

Mr. Gordon offered the following joint resolution:

Resolved, (the House concurring) That the Hon. G. F. Neill, Senator from Carroll, be added to the Joint Select Committee on Finance.

On his motion, the rule was suspended, the resolution read a second time and adopted.

On motion of Mr. Gordon,

Mr. Poindexter was added to the Committee on Finance.

On motion of Mr. Huie,

Mr. Luckett was added to the Judiciary Committee.

Mr. Starke moved a reconsideration of the vote taken on yesterday on the amendment proposed by the Committee on Finance to the bill entitled "an act for the relief of the family of the late Col. E. R. Burt," etc., and that the same be made the special order for Monday, the 18th inst., at 12 o'clock, M.

On motion of Mr. Cummings,

The Senate adjourned until to-morrow morning, 10 o'clock.

WEDNESDAY, November 13th, 1861.

The Senate met pursuant to adjournment.

Prayer by the Rev. Mr. Anderson.

The journal of yesterday was read and approved.

The following message was received from His Excellency, John J. Pettus, Governor of the State of Mississippi, through his private Secretary, John H. Echols :

EXECUTIVE OFFICE,
Jackson, Miss., Nov. 13th, 1861. }

MR. PRESIDENT—

His Excellency the Governor did, on the 13th, sign and approve Senate bill entitled,

An act to arm Captains J. W. Barnett and Robert Muldrow's cavalry companies, now in the service of the Confederate States Government.

Mr. Davis asked to be excused from further service on the Committee on Enrolled Bills, which was granted.

Mr. Neely, from the Committee on Engrossed Bills, made the following report :

MR. PRESIDENT—

The Committee on Engrossed Bills have examined and found correctly engrossed, a bill to be entitled an act to amend the 43d chapter of the Revised Code, entitled "an act in relation to bonds, notes, bills of exchange and other writings for the payment of money."

Mr. Quin offered the following joint resolution which was received and read :

Resolved, (the House concurring) That the Governor be requested to appoint four delegate from each Congressional District, to act in conjunction with delegates appointed by the Agricultural Bureau and Agricultural Societies of the several counties to represent this State in the "Southern Planters Convention" proposed to be held at the city of Memphis on the 16th day of December next.

Mr. Neely offered the following resolution, which was adopted :

Resolved, That the Judiciary Committee be instructed to inquire into the expediency of reducing the salaries of all the public officers in the State, and report by bill or otherwise.

Mr. Mims offered the following preamble and resolution, which was adopted :

Whereas, In order to provide a currency, either by the cotton growing States or the Confederacy, upon cotton as a basis of credit and redemption, as well as to promote the private interest of the grower and the public good of the States of the Confederacy, it is, in the event the present existing blockade should not be raised by

the next planting season, all important that this Legislature, as well as the Legislatures of the other cotton-growing States of this Confederacy pass effective laws preventing the growing of another crop of cotton until the present is disposed of—therefore,

Resolved, That the Committee on Finance be instructed to consider this matter and report by bill or otherwise in regard thereto.

Mr. Luckett offered the following resolution, which was adopted:

Resolved. That the Judiciary Committee be instructed to inquire into the expediency of abolishing champerty in this State, and that they report by bill or otherwise.

The following message was received from the House of Representatives:

MR. PRESIDENT—

The House of Representatives have adopted the following joint resolution:

Whereas. The most important business that is likely to come before the Legislature at its present session has been referred to the Joint Standing Committees of the two Houses, and that it is of the highest importance that said committees should make their reports at an early day;

Be it therefore resolved by the House, (the Senate concurring) That in order to give said committees time to mature and make their reports in the shortest possible time, that the two Houses will hold one session only during the balance of the present and ensuing week, and that the time of meeting shall be 9 o'clock, A. M., and the time of adjournment at 1 o'clock, P. M.,

In which the concurrence of the Senate is desired.

The House has passed Senate bills with the following titles:

A bill to be entitled an act for the relief of the Judges of the Circuit Courts of this State, in certain cases.

A bill to be entitled an act to remove the civil disabilities of Shepherd Washington, a minor of Hinds county, so far as to allow him to make a last will and testament.

Mr. Ellett asked and obtained leave of absence for Mr. Neill.

Mr. Ellett asked leave to introduce a bill to be entitled "an act to amend an act entitled "an act to incorporate the Mississippi Central Railroad Company," approved March 10th, 1852;

Which was read, and

On his motion the rule was suspended, the bill read a second time by its title, and on his further motion was referred to a select committee of three, consisting of Messrs. Ellett, Phelan and McLain.

Mr. Drane asked leave to introduce a bill to be entitled, "an act to amend an act approved February 23d, 1856, entitled an act to amend an act approved March 16th, 1852, for the reclamation of the swamps and overflowed public lands, and for the improve-

ment of the navigation of the various rivers and streams in this State, so far as the same relates to the county of Choctaw, and for other purposes;

Which was read.

On motion of Mr. Drane,

The constitutional rule was suspended, the bill read a second and third time and passed; the title standing as stated.

The following message was received from the House of Representatives:

MR. PRESIDENT—

The House of Representatives have passed the following entitled bills:

An act to repeal an act to incorporate the proprietors of the town of Montgomery, in Holmes county, and for other purposes; approved 24th day of February, 1836.

An act to authorize the Board of Police, of Smith county, to appropriate the moneys arising from the sale of estrays, to county purposes.

An act to reduce the salary of the Probate Judge of Pike county.

An act to reduce the salary of the Probate Judge and the per diem of the members of the Board of Police of Hancock county.

An act for the relief of the Tax Assessor of Clark county.

An act to repeal so much of chapter 6, section 10, article 112 of Revised Code as makes persons ineligible to the office of Sheriff who shall have held the office of Sheriff for the two preceding terms.

An act to reduce the salary of certain officers in Neshoba county.

An act to amend an act in relation to the charter of Brooksville.

An act to incorporate the Ferral Bridge Company.

An act in relation to slaves.

An act to authorize persons claiming and occupying land under the Trustees of Jefferson College, and held by the State as Internal Improvement Land, to enter the same.

Mr. Ellett, by leave, introduced a bill to be entitled "an act to amend the 23d chapter of the Revised Code, entitled an act for the relief and support of the poor."

On motion of Mr. Ellett,

The constitutional rule was suspended, the bill read a second time by its title.

On motion of Mr. Gordon,

The bill was referred to a select committee of three, consisting of Messrs. Gordon, Ellett and Taylor.

Mr. Gordon moved that Mr. Luckett be added to the Committee on Finance, which motion was carried.

On motion of Mr. Taylor,

The vote taken on yesterday considering as engrossed, and passing the bill entitled "an act to reduce the pay of officers holding elections," was reconsidered and the bill referred to a select committee of three, consisting of Messrs. Taylor, Gordon and Ellett.

Mr. Griffin asked leave to present a bill to be entitled "an act to repeal an act entitled an act to prohibit the sale of spirituous and vinous liquors in the town of Houston, in Chickasaw county, approved, December 3d, 1858."

On motion of Mr. Griffin,

The constitutional rule was suspended, the bill read a second time and passed, the title standing as stated.

On motion of Mr. Oliver,

The Senate took up a joint resolution of the House in relation to the two Houses holding but one session during the present and ensuing week, etc.

On motion of Mr. Oliver,

The following amendment was adopted: Amend by adding after the word "session" the words "each day, except Friday the 15th."

The President announced that he had appointed Mr. Moore chairman of the Committee on Enrolled Bills in the place of Mr. Davis, excused.

On motion of Mr. Ellett,

The Senate took up the special order for the day at 11 o'clock, to-wit:

A bill to be entitled "an act to amend an act entitled "an act to modify the collection laws of this State," approved, August 5, 1861.

Which, together with the amendments offered, was read.

Mr. Luckett withdrew the amendment offered by him on yesterday,

And offered the following:

Amend by inserting additional section, as follows:

Section 4—*And Be it further enacted*, That the provisions of the first section of the act to which this is an amendment, shall be and are hereby extended to all debts and liabilities on bonds, promissory notes, bills of exchange, open accounts or contracts for the payment of money created or entered into since the 5th day of August, 1861.

Pending the discussion of which,

On motion of Mr. Ellett,

The Senate adjourned until 9 o'clock to morrow morning.

THURSDAY, Nov. 14th, 1861.

The Senate met pursuant to adjournment.

Prayer by Rev. Mr. McLain.

The Journal of yesterday was read and approved.

Mr. Brown asked leave of absence for Mr. Starke, which was granted.

Mr. Neely, by leave, offered the following resolution, which was adopted :

Resolved, That the Committee on the Militia inquire into the expediency of reporting a bill to this house at its earliest conference, to retain in the service of the country, all companies raised under the requisition of Gen. Johnson, on the Governor for a thousand men.

Mr. McRae by leave, offered the following resolutions, which were adopted :

Sec. 1. *Be it resolved*, That the Judiciary Committee be and they are hereby instructed to inquire whether the remedy provided in the Code, for the issuance of an attachment against ships, boats, and other water crafts, extends to actions *ex dilicto* against the owner or owners of such vessel, or is not the remedy provided for alone confined to actions or demands founded in indebtedness, or for the recovery of damages for the breach of any contract, express or implied, and on account of said boat.

Sec. 2. *Be it further resolved*, That if they are of the opinion that all actions against the owner of a ship, &c., whether in *tort* or *assumpsit*, can be reached by attachment, then can a plaintiff who sues the owner of such vessel, in an action *ex dilicto* recover more than is sworn to in his affidavit.

Sec. 3. *Be it further resolved*, That they report upon each of the above resolutions.

Sec. 4. That if they are of the opinion, after an investigation, that there is no remedy provided when a party has a right of action against the owner of such vessel, and such owner is a non-resident of the State, so that he cannot be reached by a *capias respondendum*, then they are requested to report an adequate remedy in such cases, by bill or otherwise.

And on motion of Mr. McRae, the resolutions were referred to the Judiciary Committee.

Mr. Huie, from the joint standing committee on the State Library, made the following report on a House bill :

THE PRESIDENT—

The joint standing Committee on the State Library, to whom was referred a bill entitled an act to provide for the safe keeping of the records and files of the late Superior Court Chancery, of the State of Mississippi, have had the same under consideration, and

have instructed me to report said bill back to the Senate, with amendment, and recommend its passage.

Which was received and agreed to.

And on motion of Mr. Huie,

The Constitutional rule was suspended, the bill read a second and third time and passed, the title standing as stated.

Mr. Ellett, by leave, introduced the following joint resolution.

Joint resolution in relation to fill a vacancy in the Provisional Congress of the Confederate States.

Resolved by the Legislature of the State of Mississippi, That the two Houses will meet in joint Convention on Tuesday, the 19th day of November instant, at 12 o'clock M., in the hall of the House of Representatives; for the purpose of electing a delegate to the Provisional Congress of the Confederate States to fill the vacancy caused by the resignation of the Hon. Alex. Clayton, late one of the delegates from the State of Mississippi.

Which, on motion of Mr. Greer,

Was referred to the Committee on the Judiciary.

Mr. Ellett, from a select committee, made the following report.

MR. PRESIDENT—

The select committee to whom was referred an act to amend an act to incorporate the Mississippi Central Railroad Company, approved March 10th, 1852, have considered the same, and have instructed me to recommend that the same do pass.

Mr. Ellett moved a suspension of the constitutional rule, the bill read a third time and passed, the title standing as stated.

On motion of Mr. Drane,

The special order as unfinished business, was taken up to wit:

A Senate bill entitled an act to amend an act entitled an act to modify the collection laws of this state, approved August 5th 1861.

Mr. Cummings offered the following amendment to the amendment offered by Mr. Lockett, on yesterday:

Amend the amendment by adding—

“And no contract hereafter made, shall be collected by law.”

Pending which,

The following message was received from the House of Representatives:

MR. PRESIDENT—

The House of Representatives has passed the following entitled bills:

An act to amend the several acts relative to the Swamp and Overflowed lands in the counties of Hancock, Marion, Lawrence, Copiah and Simpson.

An act to authorize the Secretary of State to sell certain swamp and Overflowed land.

An act for the benefit of John E. Green and Wm. Bridges.

An act to confirm the location of Swamp and Overflowed land Green and Jackson counties, and for other purposes.

An act to secure the payment of all sums borrowed of the school fund in Township 21, Range 9, East.

An act to authorize Jas. C. Quinn, Thos. C. Raspberry, and Wm. A. L. Harris, to make a will.

An act for the relief of David Black.

A memorial to the Legislature of Mississippi, from sundry citizens of Hancock county, in relation to J. D. Davis, of said county, with an accompanying bill.

The vote was then taken on Mr. Cummings' amendment, which was rejected.

Mr. Pegram offered the following amendment as a substitute for the amendment offered by Mr. Luckett:

Sec. 4 *Be it further enacted*, That all of section 5, of chapter 57 of the above recited act, approved Aug. 5th, 1861, except so much of it as applies to debts due to the school funds of the several townships of this State, be and the same are hereby repealed.

Pending which, a message was received from the House as follows:

MR. PRESIDENT—

The House has concurred in the Senate joint resolution relative to the observance of Friday as a day of humiliation and prayer, with the following amendments, in which the concurrence of the Senate is desired:

Amend by striking out the words "a given hour on Saturday," and insert 9 o'clock on Monday next.

On motion of Mr. Gordon,

The substitute offered by Mr. Pegram was laid on the table.

The question then recurred on the adoption of the amendment offered by Mr. Luckett.

The yeas and nays being called for on said amendment, it was rejected by the following vote:

YEAS—Messrs. Huie, Luckett and Pegram.

NAYS—Mr. President Messrs. Brown, Chrisman, Cummings, Davis, Elliott, Griffen, Greer, Gordon, Jordan, McLain, Neely, Oliver, Phelan, Poindexter, Quinn, Taylor, Taliferro, Thames and Wilson—20.

Mr. Griffen offered the following amendment:

Sec. 1. *And be it further enacted*, That all persons claiming the benefits of this act shall be required to close up and settle all open accounts up to the date of the passage of the general stay law, by note bearing interest at six per cent. per annum.

Sec. 2. *And be it further enacted,* That all persons failing to close up and settle by note, after thirty days notice, shall have been given by the creditor or creditors so holding such open account shall forfeit his or her rights to protection at all under the provisions of the stay law of this State.

Sec. 3. *And be it further enacted,* That all indebtedness and liabilities created before the passage of the stay laws of this State shall have precedence over and collections forced, in preference to twelve months after the close of the present war; and before the collections of liabilities created after the passage of said stay law.

On motion of Mr. McLain,

The bill and amendments under consideration were postponed and made the special order for Tuesday the 19th inst., at 10 o'clock, A. M.

On motion of Mr. Brown,

The amendment of the House to the joint resolution of the Senate, in relation to the observance of Friday next, as a day of humiliation and prayer, was taken up.

The amendment is as follows:

Amend by striking out the words "a given hour on Saturday" and insert "9 o'clock on Monday next."

On motion of Mr. Gordon,

The amendment was concurred in.

Mr. Phelan, by leave, introduced a bill to be entitled

An act authorizing the issuance of warrants to certain officers.
Which was read.

On motion of Mr. Phelan,

The rule was suspended, the bill read a second time by its title and referred to the Judiciary Committee.

Mr. McLain offered the following joint resolution:

Resolved by the Senate, (the House concurring,) That the two Houses proceed on Monday next, at the hour of 11 o'clock, A. M., to the inauguration of the Governor elect, and that ———— a committee on the part of the Senate, to carry out the necessary preliminaries of the occasion.

On his motion, the rule was suspended, the resolution read a second time, and adopted.

The President appointed Messrs. McLain, Luckett and Wilson on the part of the Senate, on the committee indicated in said resolution.

Mr. Huie, by leave, introduced a bill to secure compensation to citizens of this State for their improvements on tax lands.

And on his motion, the rule was suspended, the bill read a second time by its title, and,

Referred to the Judiciary Committee.

Mr. Gordon, from the Finance Committee, made the following report,

Which was received :

PRESIDENT—

The Committee on Finance, to whom was referred the petition of sundry citizens of this State, to pass an act allowing the Central Railroad Company to issue notes or bills for circulation under the denomination of five dollars, have had the same under consideration, and are of opinion that it is inexpedient to grant the prayer of the petitioners, and ask to be discharged from farther consideration of the subject.

Mr. Gordon moved that the report be agreed to.

Pending the discussion of which,

The following message was received from the House:

PRESIDENT—

The House has concurred in the Senate amendment to the House resolution in reference to holding but one session each day during this and the ensuing week.

Also, in the Senate resolution in reference to the inauguration of the Governor elect, and have filled the blank by the appointment of Messrs. Hooker of Hinds, Semmes of Lauderdale, M. D. Hanson, of DeSoto, McGehee of Bolivar, and Daniel of Marshall, On motion of Mr. McLain,

The report of the committee on finance just under consideration is postponed until Wednesday, the 20th inst.

Mr. Jordan asked and obtained leave of absence for a day or

On motion of Mr. Ellett,

The Senate adjourned until Monday, at 10 o'clock, A. M.

MONDAY, November 18th, 1861.

Senate met pursuant to adjournment.

Prayer by the Rev. Mr. McLain.

The journal of Thursday was read and approved.

Mr. Mims, from the Committee on the Militia, made the following report which was received and agreed to :

PRESIDENT—

The Committee on the Militia, to whom was referred "a bill to entitled an act in relation to certain Volunteer Companies," had the same under consideration and have instructed me to report it back to the Senate and recommend that it do pass.

Mr. Cummings moved to take up the bill,

And on his further motion, the constitutional rule was dispensed the bill was read a second and third time and passed, the title standing as stated.

Mr. Taylor, from a select committee, made the following report:

The special committee to whom was referred the amendment to the bill "to reduce the pay of officers holding elections" for the purpose of correcting the same, have instructed me to report that the amendment be changed as to read thus—

Amend, by inserting after the words, two clerks, in the bill "and two inspectors, and that in all cases relative to the qualifications and rights of voters where the two inspectors cannot agree, the returning officer shall give the casting vote."

On his motion,

The constitutional rule was suspended, the bill read a second and third time and passed, the title standing as stated.

On motion of Mr. Griffin,

The Secretary was instructed to correct an error of the drafter of "an act to repeal an act entitled an act to prohibit the sale of spirituous and vinous liquors in the town of Houston, in Chickasaw county, approved, December 3d, 1858," which correction makes the titles on the back and the inside of the bill correspond:

Said bill so corrected passed the Senate November 13th, 1861.

Mr. Bowles, by leave, introduced a bill to be entitled "an act to amend the laws in relation to the State University,"

Which was read, and

On his motion the constitution rule was suspended, the bill read a second time by its title and referred to the Committee on the State University.

Mr. Griffin, by leave, introduced a bill to be entitled, "an act to prevent the removal of property from this State upon which there is a lien and for other purposes,"

And on his motion,

The constitutional rule was suspended, the bill read a second time by its title and referred to the Committee on the Judiciary.

Mr. Mims asked leave to make a report, as follows, which was received and agreed to:

MR. PRESIDENT—

The Committee on the Militia have had under consideration a bill entitled "an act to revive and reduce into one the militia laws of this State, and for other purposes," and have instructed me to report the same to the Senate and recommend that it do pass.

On his motion,

The bill reported was read, and on his further motion, the constitutional rule was suspended and the bill read a second time by its title and made the special order for Wednesday, 12 o'clock.

Mr. McLain, by leave, made the following report, which was read and agreed to:

PRESIDENT—

The Joint Committee of the Senate and House of Representatives, appointed to arrange for the inauguration of the Governor to-day at 11 o'clock, A. M., have instructed me to make the following report, and submit the following programme of arrangements:

The two Houses having met in joint convention in the hall of the House of Representatives, the installation will take place in the following order:

1. The Governor elect to be conducted from his mansion to the Capitol by the Chief Justice of the State and Associate Justices of the High Court of Errors and Appeals and the Committee of Arrangement.

2. After the arrival of the Governor at the Speaker's chair, to be offered by the Rev. Robert McLain.

3. Inaugural Address of the Governor.

4. Oath of office to be administered by the Hon. C. P. Smith, Chief Justice of the State.

The following message was received from the House of Representatives:

PRESIDENT—

The House of Representatives have passed bills with the following titles:

1. Bill to be entitled an act to reduce the county tax of Green County.

2. Bill to be entitled an act to license Billiard Tables in the cities of Rankin, Hinds, Adams, Wilkinson, Franklin, Tunica and Bolivar.

3. Bill to be entitled an act to amend chapter four of the Revised

4. Bill to be entitled an act to amend an act entitled an act to regulate the working of roads in Adams county, approved December 1, 1858.

5. Bill to be entitled an act to amend chapter 23 of Revised Statutes so far as regards the county of Adams.

6. Bill to be entitled an act to reduce the county tax of the county of Lauderdale.

7. Bill to be entitled an act to amend an act entitled an act to increase the fee for apprehending runaway slaves in the counties of Tunica, Coahoma, Bolivar, Washington and Issaquena, the concurrence of the Senate is desired.

He also requested to inform the Senate that the hall is in readiness for the reception of the Senate for the purpose of proceeding to the inauguration of the Governor.

Mr. McLain asked and obtained leave of absence for Neely.

On motion of Mr. Greer,

The Senate repaired to the hall of the House of Representatives for the purpose of going into joint convention with the House to inaugurate the Governor elect.

Both Houses having assembled proceedings were had in accordance with the programme reported by the Committee of Arrangements for the inauguration of the Governor.

At 11 o'clock the Sergeant-at-Arms announced the Governor elect;

Whereupon he was conducted to the Clerk's desk by the Clerk of the High Court of Errors and Appeals and the Committee on Arrangements.

Prayer was offered by the Rev. Mr. McLain.

After which His Excellency the Hon. John J. Pettus, Governor elect of the State of Mississippi, proceeded to deliver his Inaugural Address, as follows :

INAUGURAL ADDRESS.

Gentlemen of the the Senate and House of Representatives :

Called by the suffrages of my fellow-citizens, to the administration of public affairs, for a second term, I appear before you to renew by pledge of fidelity to the Constitution, in the exercise of the powers and trusts conferred upon me.

While grateful to my countrymen for this renewed expression of their confidence, it is with no feigned diffidence that I assume the position they have assigned me, and enter upon the discharge of the duties of an office, rendered doubly important by the circumstances which now surround the State.

If peace and prosperity blessed our country, as formerly, and the blunders of those who administer in official positions, could only result in temporary diminution of that prosperity; light would be their responsibilities, compared with the present, when all the fruits of our first revolutionary struggle are again put at the hazard of the terrible game of war; and if won for us, it must be by the combination which won them for our fathers, the wisdom of statesmen, the valor of soldiers, and the patient fortitude of the whole people.

When defeat brings death to the bravest and best in our land, and worse than death to those who merely survive, reckless must be the man who assumes to play any prominent part in this desperate game, without more than ordinary solicitude; that solicitude is deepened by the reflection that our enemies have entered on this war of invasion, favored by many advantages, having much the largest share of the arms and munitions of war, which were the common property of all the States, and almost the entire navy of the old Confederacy, with their ports open to the commerce of the world, enabling them to supply any deficiencies in arms or munitions, with superior numbers of men, capable of bearing arms. These advantages, if wisely used, may render this war bloody and protracted, and enable them to inflict much suffering on the Confederate States; as yet, they seem only to have inflated the pride which is said to go before destruction, and excited the haughty spirit which preceeds a fall.

If our enemies shall be taught wisdom by the defeats they have suffered, and learn to bring wisely to bear the advantages they possess, while they may protract the struggle and inflict much injury, the ultimate conquest of the Confederate States must still be beyond their power. Their superiority in arms is over-matched by our superiority in skill in the use of them; their superiority in numbers is more than equaled by the higher courage of our troops; their desire for conquest must give way before the stern resolve of patriots to defend their homes, and above all, the sentiment of

"victory or death," which burns in the hearts, and blazes in the eyes of Southern troops, which has, and will continue greater odds than can be brought against us in this conflict, cannot be inspired in the hearts of the selfish and sordid race with which we now contend. It was of this Napoleon spoke when he said, "The moral of the army is three-fourths of the war, the material the other fourth." This is the principle in human action, which has made earth's most memorable battle-fields, and against it superior numbers are as vain as when Themistocles struck for the liberties of Greece; as vain at Manassah and Leesburg as at Platea and Marathon; and upon this I have relied, and still rely with unshaken confidence for the triumph and freedom of our country.

The low, sordid selfishness which induced them to disregard their obligations under the old Confederacy and compelled them recently to flock to the standard, under which they were promised easy victories and rich booty, will not permit them patiently to bear the bootless hardships of barren campaigns, or give their lives to make that banner victorious, under which they mustered for plunder.

Weighing fairly the motives which actuate men, it is not unreasonable to expect that when, instead of easy triumphs and rich spoils, they meet stern resistance, they will continue in the future, as they have in the past battles, to illustrate by their actions the words of one of the few statesmen which their race has produced, "This is not the entertainment to which we were invited."

If, by the light of history, we compare the principle which impel to action the belligerents in this conflict, the result indicates clearly the ultimate triumph of our arms, though the war should be more protracted and bloody than any which the continent has known.

That this hoped-for result may be realized shall be my sleepless care—bringing to its accomplishment all the powers which have been or may be conferred upon me. Nor need I make any solemn protestations in this regard, for I speak in the presence of those who know that they have the same guarantee of fidelity which the owners of the ship have for the watchful care of the captain when a thousand miles from land; if the ship is lost the captain goes with it—if our cause is lost, all who hold high places in the Southern States must perish first in its fall.

Nor is this peril impending only over those in high places. One common destiny awaits us all; and in view of that common danger let private griefs and political asperities be awed into silence until the united action of all her citizens shall have saved the State from the blackest despotism which ever crushed the spirit of a free people. That united action, prompt, vigorous and bold, is demanded this hour, and I will not waste it in words; for even now, while I

speaking to you here, in all human probability the war cloud is casting its shadow over contending armies in Western Kentucky—the guns of our kindred flashing defiance in the faces of invading thousands, and the red iron of battle once more watering the dark and bloody ground.

Let us not be idle spectators! The times demand of the men of this day to do, to dare, and to suffer. Helpless posterity calls on them to protect their birthright of liberty. Let us show ourselves equal to the requirements, and when called on to take our place in the pale caravan for the tomb, we may turn and wave adieu to the generation which comes after us, with a proud consciousness that we have done our whole duty to God, our country, and to them.

Hon. C. P. Smith, Chief Justice of the State of Mississippi, then administered the oath of office to His Excellency, Governor John J. Pettus.

The President of the Senate announced the object of the joint convention of the two Houses as having been accomplished, the Senate repaired to their Chamber.

On motion of Mr. Gordon,

The Senate adjourned until to-morrow at 9 o'clock, A. M.

TUESDAY, Nov. 19th, 1861.

Senate met pursuant to adjournment.

Prayer by Rev. Mr. Crane

The Journal of Saturday was read and approved.

Mr. Cummings, by leave, presented a petition from Wm. H. Moore, and sundry citizens of Itawamba county, for the relief of said Moore and also a bill entitled an act for the relief of Wm. H. Moore, of Itawamba county,

Which was read, and on his motion, the constitutional rule was suspended, the bill read a second time by its title, and

Referred to the Committee on Claims.

Mr. Wilson presented the petition of Jno. B. Herring, which was referred to the Committee on Claims.

Mr. Gordon, from the Committee on Finance, made the following report,

Which was received and agreed to :

MR. PRESIDENT—

The Committee on Finance, to whom was referred the resolution instructing said committee to inquire into the propriety of compensating the assessors of taxes for making the assessment of

lands during the present year, have had the same under consideration, and have instructed me to report the accompanying bill, and recommend that it do pass.

And on his motion, the bill reported was taken up and read.

And on his further motion, the constitutional rule was suspended, the bill read a second time by its title, and recommitted to the said Finance Committee.

Mr. Greer, from the joint standing Committee on Claims, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The joint standing Committee on Claims, to whom was referred the bill entitled an act to refund certain moneys, have had the same under consideration, and have instructed me to report the same back to the Senate, and recommend that it pass.

On motion of Mr. Griffen,

The bill reported was taken up and read.

On motion of Mr. Greer,

The blanks in said bill were filled by inserting "9th January," and "Thos. I. Sharp."

The bill being on its second reading, Mr. McLain moved it be recommitted to same committee, which elicited a lengthy discussion, pending which,

The following message was received from the House :

MR PRESIDENT—

The House has passed the following entitled bills :

An act to revive article 12, chapter 8, of the Revised Code, so far as it relates to Jasper county, and for other purposes.

An act to amend an act entitled an act to modify the collection laws of this State.

An act to reduce the salary of the Probate Judge of Tishomingo.

In which the concurrence of the Senate is desired.

Mr. McLain withdrew his motion to re commit the bill.

Whereupon, Mr. Mims offered an amendment to the bill,

Which is as follows :

Amend by adding to the first section the following words :

And the Governor shall require of the captain of the said company an account of the expenditure of the said sums of money, and if there shall remain in the hands of the said Captain any balance after deducting such sums as have been lawfully expended for the equipment, subsistence and transportation of his company to the place of rendezvous, it shall be the duty of the said captain to refund the same to the State treasury.

Mr. Griffen moved to lay the amendment on the table.

Which was lost.

Mr. Neill moved to re-commit to the same committee with the following instructions :

To re-commit with instructions to ascertain whether the amount furnished was a reasonable amount expended within the scope of the Governor's request.

On motion of Mr. Gordon,

Mr. Poindexter was added to the Committee on the State University.

Mr. Chrisman, by leave, introduced a bill to be entitled,

An act to provide arms for the defense of the State,

Which was read; and on his further motion, was constitutional rule was suspended, the bill read a second time by its title, and referred to the Committee on Military Affairs.

Mr. Ellett, from the Committee on the Judiciary, made the following report,

Which was received and agreed to:

MR PRESIDENT—

The Committee on the Judiciary, to whom was referred a join resolution to fill a vacancy in the Provisional Congress of the Confederate States, have duly considered the same, and have instructed me to report the same back, and to recommend that it do pass.

On his motion, the resolution was taken up,

When he offered the following amendment:

Amend by striking out "Tuesday," and inserting "Friday," and by striking out "19th" and inserting "22nd."

On his motion, the rule was suspended, the resolution considered engrossed, read the third time, and adopted.

Mr. Ellett, from the same committee, made the following report, which was received and agreed to :

MR PRESIDENT—

The Committee on the Judiciary, to whom was referred an act in relation to suits pending in which alien enemies are plaintiffs, have had the said bill under consideration, and have instructed me to report the same back, and to recommend that it do pass.

On his motion, the bill was taken up, the constitutional rule was suspended, the bill put upon its third reading, and passed, the title standing as stated.

Mr. Ellett, from the same committee, made the following report, which was received and agreed to.

MR PRESIDENT—

The Committee on the Judiciary, to whom was referred an act to amend the 62d chapter of the Revised Code, entitled an act in relation to Chancery bonds, and for other purposes, have duly con-

sidered the same, and have instructed me to report the said bill back and recommend its passage.

On his motion, the bill was taken up, read a third time and passed, the title standing as stated.

Mr. Ellett, from same committee, made the following report,
Which was received and agreed to :

MR. PRESIDENT—

The Committee on the Judiciary, to whom was referred a Senate bill to be entitled an act to to increase the powers of the Probate court, have had the same under consideration, and have instructed me to report the said bill with the accompanying amendments, and to recommend that the said amendments be adopted, and the bill passed.

Amend by adding to the first section the following words, to-wit:

And provided further, that the appraised value of the property proposed to be sold at private sale, shall not exceed five hundred dollars, and that the terms and conditions of the sale shall first be reported to and approved by the court.

Also, amend by adding the following additional sections, to-wit :

Sec. 2. *Be it further enacted*, That the Probate Courts shall be authorized to allow to Executors, Administrators and Guardians, upon the settlement of their accounts, all expenses incurred by them in the transaction of the business of the estate, for travelling expenses, attorney's fees in conducting the business in the Probate Courts and in other Courts, costs of suit, by and against them, and the like, whenever the same shall in the judgment of the Court be reasonable and proper.

Sec. 3. *Be it further enacted*, That so much of the 26th article of the 16th chapter of the Revised code, as requires depositions taken on plenary proceedings in the Probate Court to be recorded, be and the same is hereby repealed.

On motion of Mr. Buck, the bill and amendments were referred to same committee.

On motion of Mr. Thames,

Mr. Bowles was added to the Committee on Enrolled Bills.

The hour of adjournment having arrived,

The Senate adjourned until to-morrow morning at 9 o'clock.

WEDNESDAY, November 20th, 1861.

Senate met pursuant to adjournment.

Prayer by the Rev. Mr. Anderson.

On motion of Mr. Luckett,

Leave of absence for Mr. Quin for a few days was granted.

Mr. Chrisman presented the petition of George Nicholson, of Pike county,

Which was read and referred to the Committee on Propositions and Grievances.

Mr. Brown, from the Committee on Engrossed Bills, made the following report, which was received and agreed to :

MR. PRESIDENT—

The Committee on Engrossed Bills have examined a joint resolution to fill a vacancy in the Provisional Congress of the Confederate States and have found the resolution correctly engrossed.

Mr. Ellett, from the Committee on the Judiciary, made the following report, which was received and agreed to :

MR. PRESIDENT—

The Committee on the Judiciary who were instructed to inquire—

1. Whether the remedy provided in the Code for the issuance of an attachment against steamboats and other water craft extends to actions *ex delicto*, or is confined to actions or demands founded on indebtedness or for the recovery of damages for the breach of any contract, and

2. If all actions against the owner of a ship, etc., can be reached by an attachment, whether the plaintiff in an action *ex delicto* against the owner of such vessel can recover more than is sworn to in his affidavit—and

3. If there is no remedy provided when a party has a right of action in tort against the owner of such vessel ; that they report an adequate remedy in such cases,

Have given the subject due consideration, and are of opinion—

1. That, inasmuch as the act contained in the Code gives the remedy by attachment in all cases "where any person shall in any case of action" against the owner, etc., of such water craft it does embrace actions in form *ex delicto*, as well as actions on contracts.

2. They are aware of no law that limits the plaintiff's recovery in any suit commenced by attachment, to the sum sworn to in the affidavit.

The committee are therefore of opinion that no legislation is necessary, and they ask to be discharged from the further consideration of the subject.

Mr. Ellett, from the same committee, made the following report, which was received and agreed to :

MR PRESIDENT—

The Committee on the Judiciary who were instructed, by resolution of the Senate, to inquire into the expediency of reducing the salaries of all public officers in the State, have had the subject under consideration, and have instructed me to report that it is inexpedient to adopt any legislation on that subject, and to ask to be discharged, etc.

Mr. Ellett, from same committee, made the following report, which was received and agreed to:

MR PRESIDENT—

The Committee on the Judiciary to whom was referred "an act to extend an act entitled an act to regulate the fees of the Clerk of the Circuit and Chancery Courts of the county of Hinds, to the county of Washington," have instructed me to report the same back, and to ask to be discharged from the further consideration thereof.

On motion of Mr. Starke,

The bill alluded to in the report was taken up and read a third time and passed, the title standing as stated.

Mr. Thames, from the Committee on Enrolled Bills, made the following report, which was received and agreed to:

MR PRESIDENT—

The Committee on Enrolled Bills have examined bills of the following titles, to-wit: An act to remove the civil disabilities of Shepherd Washington, a minor of the county of Hinds, so far as to allow him to make a last will and testament.

An act for the relief of the Judges of the Circuit Courts of this State, in certain cases, and find them correctly enrolled.

Mr. Gordon, from the Committee on Finance, made the following report, which was received and agreed to:

MR PRESIDENT—

The Committee on Finance to whom was recommitted the resolution and bill in relation to the compensation of the Tax Assessors of the several counties of this State for the assessment of the lands therein for the present fiscal year, have again had the subject under consideration, and after examining the question as fully as their time would admit, have come to the conclusion that there is no law in this State allowing compensation to Assessors for the assessment of the taxes on the lands therein. They are therefore of opinion that the same compensation should be allowed for such assessment, and being of that opinion have instructed me to report back the bill to the Senate and recommend that it do pass.

On his motion the bill referred to in the report was taken up.

On motion of Mr. Neil,

The bill was indefinitely postponed.

The President announced a report from the Trustees of the Deaf and Dumb Asylum, which was referred to the Committee on the Deaf and Dumb; without reading.

Mr. Gordon, from a select committee, made the following report, which was received and agreed to :

MR. PRESIDENT—

The Select Committee to whom was referred the bill to be entitled "an act to amend the 23d chapter of the Revised Code, entitled an act for the relief and support of the Poor," have had the same under consideration and a majority of the committee instructed me to report the bill back to the Senate and recommend that it be passed.

On motion of Mr. Ellett,

The bill referred to was taken up for consideration,

whereupon Mr. Luckett offered the following amendment :

Strike out after the words "found therein" and insert "he and the same are hereby repealed,"

Which was adopted.

On motion of Mr. Ellett,

The constitutional rule was suspended, the bill considered en-
tirely and passed as amended, the title standing as stated.

Mr. Drane, by leave, introduced the following resolution, which was adopted :

Resolved, That the Committee on Judiciary be invited to consider the propriety of so altering the times of holding elections of members of Congress and of the State Legislature, so as to be held at the same time, so as to avoid the expense of two elections in one year.

Mr. Drane, by leave, introduced the following resolution, which was adopted.

Resolved, That the Committee on the Militia be instructed, (if possible) to report a bill for the more certain and less expen-
sive means of insuring proper and comfortable clothing to all Mississippi soldiers, now and hereafter to be in the service of the Confederate States by the State of Mississippi assuming to perform the service by a tax levied upon the property of the whole State and thus meet that portion of her Confederate tax. And also, to refund to such counties as may have levied a tax under the provisions of a bill passed at the Extra Session of July and August last, the amount so levied and paid in order to equalize the burthen upon the people of the whole State; and also to provide in said bill for the comfortable support of indigent families of Volunteers in the service.

Mr. Mims offered a resolution as follows :

Resolved, That a select committee of three be appointed to report, by bill or otherwise, providing for the establishment of need-

ful hospitals convenient to our troops in the Confederate service, for the proper care and treatment of our sick and wounded soldiers,

Which was adopted.

The following Senators were appointed by the President as said committee, Messrs. Mims, Ellett and Luckett.

Mr. Mims asked leave to call up a special order, to-wit :

“An act to revive and reduce into one the Militia Laws of this State, and for other purposes.”

And on his motion, the bill was recommitted to the Committee on the Militia.

The following message was received from the House of Representatives :

MR. PRESIDENT—

The House has passed the following entitled bills, in which the concurrence of the Senate is desired :

An act in relation to the School Fund of Jackson county.

An act to change the name of Sarah E. Dorons, and for other purposes.

An act to reduce the salary of the Probate Judge of Jones county, and for other purposes.

An act for the relief of B. F. Johnson, *et. al.* of Yallobusha county.

An act to reduce the salary of the Probate Judge of Amite county.

An act appropriating the Swamp Land Fund of Pike county for the relief of the families of Volunteers.

An act to prevent the selling of intoxicating liquors in less quantities than ten gallons in the town of Verona.

An act to authorize the Board of Police of Tishomingo county, to sell the Poor-house lands and other property.

Mr. Luckett, by leave, introduced a bill to be entitled “an act in relation to evidence of title in certain cases,”

Which was read ;

And on his motion,

The constitutional rule was suspended, the bill read a second time by its title and referred to the Judiciary Committee.

Mr. Chrisman asked leave to introduce a bill to be entitled “an act to legalize the assessment of taxes in the county of Lawrence, for the year 1861,”

Which was read ;

And on his motion,

The constitutional rule was suspended, the bill read a second and third time and passed, the title standing as stated.

Mr. Phelan, by leave, introduced a bill to be entitled “an act to alter the tax assessed and expended by the Board of Police to

provide for the clothing of Volunteers, under the act approved August 2, 1861,"

Which was read ;

And on his motion,

The constitutional rule was suspended, the bill read a second time by its title and referred to the Committee on the Militia.

Mr. Griffin, by leave, introduced a bill to be entitled "an act for the reassessment of real estate in the State,"

Which was read ;

And on his motion,

The constitutional rule was suspended, the bill read a second time by its title and referred to the Committee on Finance.

Mr. Pegram, by leave, introduced a bill to be entitled "an act to change the mode of paying the Probate Judge of Tippah county,

Which was read ;

And on his motion,

The constitutional rule was suspended, the bill read second time by its title,

And on motion of Mr. Ellett the bill was indefinitely postponed.

Mr. Taylor, by leave, introduced a bill to be entitled "an act to amend chapter 60, of the revised Code of Mississippi, for the establishment of Probate Courts and proceedings therein,"

Which was read ;

On his motion,

The constitutional rule was suspended, the bill read a second time by its title and referred to the Committee on the Judiciary.

The hour of adjournment having arrived,

The Senate adjourned until to-morrow at 9 o'clock, A. M.

THURSDAY, Nov. 21st, 1861.

The Senate met pursuant to adjournment.

Prayer by Rev. Mr. Hunter.

The journal of yesterday was read and approved.

Mr. Thames, from the Committee on Enrolled bills, made the following report,

Which was received and agreed to :

MR. PRESIDENT—

The Committee on Enrolled bills have examined a bill entitled an act to suspend the collection of the Mobile and Ohio Railroad

tax in the county of Kemper, and find the same correctly enrolled.

Mr. Phelan, by leave, introduced the following joint resolution :

Joint Resolution in relation to an adjournment of the present session of the Legislature for a certain time.

Resolved by the Senate, (with the concurrence of the House,)
That this Legislature will adjourn its present session on Saturday, the 30th of November, at 12 o'clock M., to meet again at the capitol, in Jackson, on the first Monday in April, 1862.

Which was read, and on his motion, the constitutional rule was suspended, and the resolution read a second time.

Pending the discussion of the resolution,

A message was received from His Excellency John J. Pettus, Governor of the State of Mississippi, by Mr. Echols, his private Secretary :

On motion of Mr. Oliver,

The further discussion of the Resolution was suspended for the present.

On motion of Mr. Oliver,

The message from the Governor was taken up and read,

Which is as follows :

EXECUTIVE OFFICE,
Jackson, Miss., Nov. 20th, 1861. }

*Gentlemen of the Senate,
and House of Representatives :*

I herewith transmit for your consideration telegrams from Gov. Isham G. Harris of Tennessee, and Genis. Gideon J. Pillow and L. Polk; at Columbus, Ky., informing me of the threatened attack on Columbus, by a large force of the enemy, and asking for such assistance as the State of Mississippi may be able to send. I have sent to Gen. Pillow twenty kegs of cannon powder, and a considerable quantity of fixed ammunition, for the field batteries, regarding the interest and honor of Mississippi both involved in sustaining with her available force our friends at Columbus; I suggest the propriety and importance of some prompt action of the Legislature, authorizing the sending of such troops as can be immediately raised and armed; to assist in the defence of that important post. Companies might be called for to serve sixty days, to bring with them their own arms. Several companies, partially armed, are now in camp at Vicksburg, Natchez and Grenada, which have been mustered into the Confederate service, and will probably be ordered to Kentucky, as I have informed Gen Polk of their condition. There are two companies of cavalry which have been mustered into the service of the State, the Copiah Horse Guards and Tishomingo Rangers. These two companies if authorized, I would order to Columbus at once.

I deem the safety of our position and forces at Columbus as of such vital importance to this State as to claim the prompt and decisive action of all the State authorities.

JOHN J. PETTUS.

The following message was received from the House of Representatives:

MR. PRESIDENT—

The House has passed the following joint resolution, in which the concurrence of the Senate is desired:

Resolved, (the Senate concurring,) That the special message of the Governor be referred to a joint select committee of five on the part of the House and — on the part of the Senate, with instructions to report as soon as possible their action.

The committee on the part of the House consists of Messrs. Terrell, Jones, Fall, Johnson of Warren, and Love.

Mr. Oliver moved to take up the joint resolution from the House, Which was carried.

Mr. Buck moved the concurrence of the Senate to the resolution, and the blank filled with the number three,

Which was carried.

Whereupon, the President appointed Messrs. Oliver, Buck, and Mims on said committee.

On motion of Mr. Buck,

The committee be allowed to retire from the Senate chamber, in order to carry out the object of the resolution.

Mr. Phelan moved to call up the resolution in relation to the adjournment of the Legislature, and on his further motion, the resolution was laid on the table.

The following message was received from the House of Representatives:

MR. PRESIDENT—

The House has concurred in the Senate resolution entitled as follows:

Joint resolution to fill a vacancy in the Provisional Congress of the Confederate States.

Mr. McLain moved the special orders of the day be dispensed with, and the House messages taken up in their order,

Which was carried.

A House bill to be entitled an act to declare Bogue Phaliah, and its branches in the counties of Bolivar and Washington, navigable streams,

Was read, and on motion of Mr. Ellett,

Was laid on the table.

A House bill entitled an act for the relief of L. J. Lack,

Was read, and on motion of Mr. McLain,

The constitutional rule was suspended, the bill read a second time, and laid on the table.

A House bill entitled an act to legalize the assessment of Yazoo and Sunflower counties,

Was read.

On motion of Mr. Poindexter,

The constitutional rule was suspended, the bill read three several times, and passed, the title standing as stated.

A House bill entitled an act to legalize the levy of taxes by the Board of Police of Jackson county, and for other purposes,

Was read, and on motion of Mr. McLain,

The constitutional rule was suspended, the bill a second and third time and passed, the title standing as stated.

A House bill entitled an act to confirm the amended charter of incorporation of the town of Verona, in the State of Mississippi.

Was read.

On motion of Mr. Cummings,

The constitutional rule was suspended the bill read a second time by its title, and,

On motion of Mr. Ellett,

Was indefinitely postponed.

A House bill entitled an act to amend an act entitled an act to incorporate the DeSoto Bridge company, approved July 31st, 1861, was read, and,

On motion of Mr. McLain,

Was laid on the table.

A House bill entitled an act to authorize the Board of Police of Bolivar county to remunerate the Clerk of said Board for extra office services,

Was read, and,

On motion of Mr. Neill,

Was laid on the table.

A House bill entitled an act to be entitled an act to amend an act to incorporate the Vernal Male and Female academy, in Greene county, and for other purposes, approved February 3d, 1860, was read, and,

On motion of Mr. McLain,

The rule was suspended, the bill read a second time by its title, and referred to a select committee of three, consisting of Messrs. McLain, Ellett, and Wilson.

A House bill entitled an act for the relief of Aaron Lowenstein, of Lauderdale county,

Was read, and

On motion of Mr. Thames,

The rule was suspended, the bill read a second time by its title and referred to a select committee consisting of Messrs. Thames, Davis and Griffin.

A House bill entitled an act to define and punish the fraudulent removal of personal property under mortgage, pledge or deed of trust from this State,

Was read, and,

On motion of Mr. Wilson,

The constitutional rule was suspended, the bill read a second time by its title and referred to the Judiciary Committee.

Mr. Neely, from the Committee on Engrossed bills, made the the following report :

MR. PRESIDENT—

The Committee on Engrossed Bills, have examined a bill to be entitled an act to amend the twenty-third chapter of the Revised Code, entitled an act for the relief and support of the poor, and find the same properly Engrossed.

A House bill entitled an act to reduce the fees of the Commissioners of submerged lands in the county of Perry, was read,

On motion of Mr. McLain,

The rule was suspended, the bill read three several times, and passed, the title standing as stated.

A House bill to be entitled an act to authorize the Board of Council of Yazoo city, to license billiard tables, was read, and,

On motion of Mr. Neill,

Was indefinitely postponed.

A House bill entitled an act to amend the Road Laws within the limits of Washington county, was read,

On motion of Mr. Gordon,

The constitutional rule was suspended, the bill read a second time.

No further action being taken it was placed on the calendar.

A House bill entitled an act to change the time of holding the Probate Court of Hancock county was read,

On motion of Mr. Gordon,

The constitutional rule was suspended, the bill read three several times and passed, the title standing as stated.

House resolutions entitled : Resolution of the State of Mississippi in relation to the battle of the 21st October, 1861, was read, and on motion of Mr. Gordon,

Was concurred in by the Senate.

Mr. Oliver, from the joint select committee to whom was referred the Governor's Message in relation to a call for reinforcements for Columbus, Ky., reported verbally, that the committee suggested that the Governor of Mississippi be authorized to call out ten thousand troops for said re-inforcements, and the Legislature be recommended to appropriate five hundred thousand dollars to defray the expenses of the same, and that a bill to the effect of these suggestions and recommendations had been reported by the

committee to the House of Representatives.

On motion of Mr. Mims,

Mr. Buck was added to the Committee on the Militia.

A House bill entitled an act to amend the charter of incorporation of the Board of Trustees to aid in establishing a Publishing House to print books &c., for the use of the blind, was read.

On motion of Mr. McLain,

The constitutional rule was suspended, the bill read three several times and passed, the title standing as stated.

A House bill entitled an act to repeal an act entitled an act to incorporate the proprietors of the town of Montgomery, in the county of Holmes, and for other purposes, approved February 24 1836, was read.

On motion of Mr. Poinexter the rule was suspended, the bill read three several times and passed, the title standing as stated.

A House bill entitled an act to authorize the Board of Deacons of Smith county to appropriate the moneys arising from the sale of estrays to county purposes, &c., was read.

No action being taken upon it it took its place on the calendar.

A House bill entitled an act to reduce the salary of the Probate Judge of Pike county, was read.

On motion of Mr. Chrisman,

The constitutional rule was suspended, the bill read three several times and passed, the title standing as stated.

A House bill entitled an act to reduce the salary of the Probate Judge, and the per diem of the members of the Board of Police of Hancock county, was read.

On motion of Mr. Gordon,

The constitutional rule was suspended, the bill read three several times and passed, the title standing as stated.

A House bill entitled an act for the relief of the Tax Assessor of Clarke county was read.

On motion of Mr. McLain,

The constitutional rule was suspended, the bill read a second time by its title, and

Referred to the Judiciary Committee.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House has passed the following entitled bills, in which the concurrence of the Senate is desired :

An act to authorize the Governor of Mississippi to accept volunteers for immediate service in support of the Confederate troops at Columbus Ky., or elsewhere, they may be needed.

An act further to relieve the evils occasioned by the burning of the Court House of Attala county.

On motion of Mr. Oliver,

The last above message from the House was taken up.

A House bill entitled an act to authorize the Governor of Mississippi to accept volunteers for immediate service in support of the Confederate troops at Columbus, Ky., or elsewhere they may be needed, was read, and,

On motion of Mr. Oliver,

The rule was suspended, the bill read three several times and passed, the title standing as stated.

On motion of Mr. Huie,

A House bill entitled an act further to relieve the evils occasioned by the burning of the Court House of Attala county, was taken up and read.

On motion of Mr. Huie,

The rule was suspended, the bill read three several times and passed, the title standing as stated.

The following message was received from His Excellency, John J. Pettus, Governor of the State of Mississippi, through his private Secretary, John H. Echols :

EXECUTIVE OFFICE,
Jackson, Miss., Nov. 21st, 1861. }

MR. PRESIDENT—

His Excellency the Governor has this day signed and approved Senates bills entitled,

An act to remove the civil disabilities of Shepherd Washington, a minor of the county of Hinds, so far as to allow him to make a last will and testament.

An act for the relief of the Judges of the Circuit Courts of this State in certain cases.

An act to suspend the collection of the Mobile and Ohio Railroad tax in the county of Kemper.

A House bill entitled an act to repeal so much of chapter 6, section 10, article 112, of the Revised Code, as makes persons ineligible to the office of Sheriff, who shall have held the office of Sheriff for the two preceding terms, was read.

On motion of Mr. McLain,

The constitutional rule was suspended, the bill read three several times and passed, the title standing as stated.

A House bill entitled an act to be entitled an act to reduce the fees of certain officers in Neshoba county, was read,

On motion of Mr. Neely,

The constitutional rule was suspended, the bill read a second time by its title, and referred to a select committee of three, consisting of Messrs. Neely, Luckett, and Poindexter.

A House bill entitled an act to amend an act in relation to the charter of Brooksville, was read,

On motion of Mr. Neely,

The rule was suspended, the bill read a second time by its title, and referred to a select committee of three, consisting of Messrs. Neely, Neill and Luckett.

A House bill entitled an act to incorporate the Ferrall Bridge Company, was read.

On motion of Mr. McLain,

The rule was suspended, the bill read a second time by its title, and,

On motion of Mr. Gordon,

Was referred to the Committee on Internal Improvements.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House of Representatives has passed a bill to be entitled an act supplemental to an act entitled an act to authorize the Governor to accept volunteers for immediate service in support of the Confederate troops at Columbus, Ky., or elsewhere they may be needed,

In which the concurrence of the Senate is desired.

On motion of Mr. Buck,

Said message was taken up, and on his further motion, the rule was suspended, and the bill reported in said last above House message, was read three several times and passed, the title standing as stated.

A House bill in relation to slaves, was read.

On motion of Mr. Gordon,

The rule was suspended, the bill read three several times and passed.

On motion of Mr. Griffin,

The vote taken on the passage of said last mentioned bill, was reconsidered; whereupon, Mr. Griffin offered the following amendment, which was adopted :

Amend the bill by striking out the second section.

On motion of Mr. Gordon,

The rule was suspended, the bill read a second and third time, and passed as amended, the title standing as stated.

A House bill entitled an act to authorize persons claiming and occupying certain land under the Trustees of Jefferson College, and held by the State as Internal Improvement Land to enter the same, was read.

On motion of Mr. Poindexter,

The rule was suspended, the bill read a second time by its title, and referred to the Judiciary Committee.

A message was received from the Governor, through his Private Secretary, Jno. H. Echols.

On motion of Mr. Oliver,

The Senate took up the Governor's Message.

Said message was a report of the Board of Trustees of the State University, with accompanying documents.

Which report is as follows :

(See Appendix.)

Mr. Buck moved to lay said report on the table, and have the same printed,

Which was lost.

Said report was then taken up, and whilst being considered,

The hour for adjournment arrived, and

The Senate adjourned until to-morrow morning, 9 o'clock.

FRIDAY, Nov. 22d, 1861.

Senate met pursuant to adjournment.

Prayer by the Rev. Mr. Harrington.

The journal of yesterday was read and approved.

Mr. Griffin presented a memorial of the Board of Police of Chickasaw county, in relation to the taxes levied in said county for the benefit of soldiers, etc.,

Which was read, and referred to the Committee on the Militia.

Mr. Griffin, by leave, introduced

A bill to be entitled an act authorizing the payment of certain moneys to the Treasurer of Chickasaw county, and for other purposes,

Which was read, and, on his motion, the constitutional rule was suspended, the bill read a second time by title, and referred to a special committee consisting of Messrs. Griffin, Bowles and Gordon.

Said bill was accompanied by a memorial praying for the relief contained in the bill.

Mr. Phelan made the following report, which was received, and agreed to :

MR. PRESIDENT—

The Committee on the University, to whom was referred a bill to be entitled an act to amend the laws in relation to the State

University, have had the same under consideration and have instructed me to return the said bill back to the Senate, and recommend its passage.

On motion of Mr. Phelan, the bill referred to in the report was called up, and, on his further motion, the constitutional rule was suspended, and the bill read a second time.

On motion of Mr. Neill, the bill was postponed for further consideration until Thursday, the 28th day of November instant.

Mr. Gordon, from the select committee to whom was referred the resolution to inquire into the condition of the finances of this State, etc., made the following report, which was received and agreed to :

MR PRESIDENT—

The joint select committee, to whom was referred the resolution to inquire into the condition of the finances of the State, and also what plan of relief (if any,) should be adopted in relation to the collection and payment of the taxes due the State and the Confederate States for the present fiscal year, having met from time to time, and well considered the whole subject for their consideration, and having had a number of propositions presented for the relief of the present pecuniary embarrassments of the State, as well in reference to the Confederate and State taxes, shortly to become due, as also for the purpose of affording some means of relief for the present actual wants and necessities of our people, and being finally unable to agree upon any measure to effect these desirable objects, have instructed me to report to the Senate their inability to agree, and ask to be discharged from the further consideration of the subject.

On motion of Mr. Starke,

Said report was referred to the Committee on Finance.

Mr. Thames, from the Committee on Enrolled Bills, made the following report, which was received and agreed to :

MR PRESIDENT—

The Committee on Enrolled Bills, have examined a joint resolution to fill a vacancy in the Provisional Congress of the Confederate States, and find the same correctly enrolled.

Mr. Neely, from a special committee, made the following report, which was received and agreed to :

MR PRESIDENT—

The committee to whom was referred a bill to amend an act in relation to the charter of Brooksville, have had the same under consideration, and have instructed me to report the same back to the Senate, and recommend its passage.

Mr. Neely moved to take up the bill, and on his further motion,

the constitutional rule was suspended, the bill read a third time and passed, the title standing as stated.

On motion of Mr. Thames, Messrs. Jordan and Brown were added to the Committee on Unfinished Business.

Mr. Mims, from a select committee, made the following report, which was received and agreed to :

MR. PRESIDENT—

The select committee to whom was referred a resolution advising the enacting of a law to establish hospitals convenient to the Mississippi troops in Kentucky, Virginia and elsewhere, have had the same under consideration, and have instructed me to report the accompanying bill to accomplish the object of said resolution, and recommend that it do pass.

Mr. Mims, moved to take up the bill, and on his further motion, the constitutional rule was suspended, the bill read a second and third time and passed, the title standing as stated.

Mr. Buck, by leave, introduced a bill to be entitled an act to amend an act entitled an act to aid in repairing and perfecting the levee of the Mississippi River, in the counties of DeSoto, Tunica, Coahoma, Bolivar, Washington and Issaquena, approved Dec. 2nd 1858, was read.

On motion of Mr. Buck,

The constitutional rule was suspended, the bill read a second time, and on his further motion, the bill was referred to a special committee of three, consisting of Messrs. Buck, Starke, and Taliaferro.

Mr. McLain, from a special committee, made the following report, which was received and agreed to :

MR. PRESIDENT—

The committee to whom was referred a House bill to be entitled an act to amend an act to incorporate the Vernal Male and Female Academy in Green county, have had the same under consideration, and have instructed me to report the bill back to the Senate, and recommend that the same be passed.

On motion of Mr. McLain,

The bill was taken up, and on his further motion, the constitutional rule was suspended, the bill read a third time and passed, the title standing as stated.

Mr. Neely, from a special committee, made the following report, which was received and agreed to :

MR. PRESIDENT—

The committee to whom was referred a bill to be entitled an act to reduce the fees of certain officers in Neshoba county, have had the same under consideration, and have instructed me to re-

port the same back to the Senate, and recommend its passage.

On motion of Mr. Neely,

The bill was taken up ; and on his further motion, the bill read a third time and passed, the title standing as stated.

On motion of Mr. Neill, the vote taken on yesterday, postponing indefinitely a House bill entitled an act to authorize the Board of Council of Yazoo City to license billiard tables, was reconsidered.

On motion of Mr. Starke,

The bill was laid on the table.

On motion of Mr. Starke,

Mr. Greer was added to the select committee consisting of Messrs. Buck, Starke and Taliaferro, to whom was referred an act in relation to levees, &c.

Mr. Mims, by leave, introduced a bill to be entitled an act to remove the civil disabilities of John Estelle Tarpley, a minor of the county of Hinds, so far as to allow him to make a last will and testament ; which was read, and on his motion, the constitutional rule was suspended, the bill read a second and third time and passed, the title standing as stated.

Mr. Poindexter, by leave, introduced a bill to be entitled an act to regulate the action of the Police Courts in certain cases, which was read.

On his motion, the constitutional rule was suspended, the bill read a second time by its title, and referred to the Judiciary Committee.

Mr. Lockett, by leave, introduced a bill to be entitled an act to amend an act entitled an act to modify the collection laws of this State, approved August 5th, 1861, was read.

On motion of Mr. Lockett,

The constitutional rule was suspended, the bill read a second time by its title, and on his further motion, was laid on the table.

Mr. Ellett moved to finish the reading of the report of the Trustees of the University of Mississippi, which was being read when the Senate adjourned on yesterday.

Mr. Oliver, by leave, introduced a joint resolution entitled :

Resolution of the Legislature of Mississippi to provide arms for the State, which was read, and on his further motion, the constitutional rule was suspended, the resolution read a second and third time, and laid on the table.

Mr. Neill asked leave of absence for Mr. Davis, which was granted.

Mr. Buck, by leave, introduced a bill to be entitled an act to regulate the payment of taxes and for other purposes, which was read, and on his motion, the constitutional rule was suspended the bill read a second time, and referred to the Committee on the Judiciary.

On motion of Mr. Cummings,

A House bill entitled an act to change the name of Sarah E. Downs, and for other purposes, was taken up and read.

On motion of Mr. Cummings,

The constitutional rule was suspended, the bill read a second time by its title, and,

On motion of Mr. Starke.

The bill was referred to the Committee on the Judiciary.

On motion of Mr. Thames, Messrs. Quin and Taliaferro were added to the Committee on Propositions and Grievances.

Mr. Oliver moved to call up the joint resolution entitled: resolution of the Legislature of Mississippi to provide arms for the State, which was carried, and on his motion the resolution was referred to a select committee of three, consisting of Messrs. Oliver, Huie, and Starke.

Mr. Neill offered the following joint resolution:

Resolved, (the House concurring,) That a committee of one on the part of the Senate, and — on the part of the House, be appointed to set in vacation so long as may be necessary, to examine the offices of Quarter-Master General, Adjutant General, and Chief of Ordnance, as well as proceedings and accounts of the Military Board, and that they report to the Governor as soon as they shall have concluded said examinations, and that they be clothed with full power to send for witnesses and papers, and if necessary examine said witnesses upon oath,

Which was read.

Mr. Griffin offered the following amendment to said resolution:

Amend by adding &c., "that the committee proposed to be raised by this resolution, be required to make their report to the Governor, and also to furnish him with abstract copies of the same, which abstract the Governor shall be required to have published as soon as made.

Mr. Mims offered the following amendment:

Resolved, That a committee of one on the part of the Senate, and — on the part of the House, be appointed to set in vacation for the examination of offices of Auditor of Public Accounts, Treasurer, Secretary of State and Executive office, as well as the accounts of the following institutions: Penitentiary, Lunatic Asylum, Deaf and Dumb Institution, and the Institution for the Blind, and that they report to the Governor, and furnish therewith a condensed abstract of all needful information in said report, convenient for publication, which abstracts shall be ordered by the Governor to be printed."

On motion of Mr. Mims,

The resolution and amendments were referred to a special committee consisting of Messrs. Mims, Neill and Neely.

The following message was received from the House of Representatives:

MR PRESIDENT—

I am instructed by the House of Representatives to inform the Senate that the House is now in readiness for the reception of the Senate, to the end that the two houses proceed to the election of a delegate to the Provisional Congress, to fill the vacancy occasioned by the resignation of the Hon. A. M. Clayton.

On motion of Mr. Oliver.

The Senate repaired to the hall of the House of Representatives, for the purpose indicated in the House message last above mentioned.

The President of the Senate announced the object of the joint convention :

Whereupon, on motion of Mr. Starke, of the Senate,

The joint convention proceeded to the election of a delegate to the Provisional Congress of the Confederate States, to fill the vacancy occasioned by the resignation of Hon. A. M. Clayton.

Mr. Johnson of Warren, of the House, nominated Gen. A. B. Bradford.

Mr. Graham, of the House, nominated the Hon. Roderic Seal,

Mr. Jackson, of the House, nominated the Hon. D. W. Hurst.

The following members of the convention voted for A. B. Bradford :

Messrs. Bowles, Brown, Buck, Cummings, Greer Jordan, Luckett, Mims, Neely, Neill, Oliver, Pegram, Phelan, Poindexter, Quin, Starke, Taylor, Taliferro and Wilson, of the Senate ; and Mr. Speaker, Messrs. Allsup, Atkinson, Bardin, Barton, Batte, Billups, Boddie, Bond of P., Bonds of T., Boyd, Brooks, Brown, Buntin, Childers, Clarke, Compton, Dale, Daniel, Dickens, Dunnaway, Durr, Echols, Edwards of K., Enocks, Fiskridge, Fall, Fatherree, Fowles, Fox, Gibbs, Gulley, Gunn, Harris, Harper, Hooker of Hinds, Hooker of Holmes, Humphreys, Irby, Jackson of T., Johnston S. D., Johnson of W., Jones, Kirk, Lewis, Love, Lyle, Magee of P., Malone, Martin, McDonald, McElroy, McGehee of B., McLaurin, Miller of H., Miller of O., Moore, Mosely, Nelson, Owen, Reid, Rogers, Semmes, Shelly, Shields, Smith of L., Smith of T., Tindall, Turley, Wells, Withers Williams of T., Woodward and Wyley, of the House, numbering in all, 93 votes.

The following members of the convention voted for Hon. Roderic Seal :

Mr President, Messrs. Griffin, Huie, McLain, and Thames of the Senate ; Messrs. Edwards of C., Graham, Hooker of Lawrence, Holliman, Seal of H., Terrell and Wood, of the House, number in all 12 votes.

The following members of the convention voted for the Hon. D. W. Hurst :

Messrs. Ellett and Gordon of the Senate ; Messrs. Jackson of

A., and Williams of W., of the House, numbering in all 4 votes.
 Mr. Strong of the House, voted for Hon. Wiley P. Harris.
 The whole number of votes cast was 114.
 Necessary to a choice 58.

Hon. A. B. Bradford having received a majority of the whole number of votes cast, was declared to be duly elected as a delegate to the Provisional Congress of the Confederate States of America for the unexpired term of the Hon. A. M. Clayton, resigned.

The President announced the object of the joint convention being accomplished, whereupon the Senate repaired to their chamber.

Mr. Neill offered the following resolution :

Resolved, That a committee of three be appointed, whose duty it shall be to investigate the subject of mileage of members, and that they report by bill or otherwise,

Which was laid over.

Mr. Oliver, from a select committee, reported back a joint resolution of the Senate, entitled :

"Resolution of the Legislature of Mississippi to provide arms for the State," with amendments thereto.

No action was taken on the same.

The hour for adjournment having arrived, whereupon the Senate adjourned.

SATURDAY, November 23d, 1861.

Senate met pursuant to adjournment.

Prayer by the Rev. Mr. Hunter.

The journal of yesterday was read and approved.

Mr. Brown asked and obtained leave of absence for Mr. Buck.

Mr. Gordon asked and obtained leave of absence for Mr. McRae,

Mr. Gordon asked and obtained leave of absence for Mr. Luckett until Monday next.

Mr. President asked and obtained leave of absence for Mr. Chrisman.

Mr. Mims, from the Committee on the Militia, made the following report, which was received and agreed to :

MR. PRESIDENT—

The Committee on the Militia have had under consideration a

bill to be entitled "an act to provide for the redemption of the Treasury Notes of the State of Mississippi, authorized to be issued by ordinance of the State Convention, and for other purposes," and have instructed me to report the same back to the Senate and recommend that it do pass.

On motion of Mr. Mims,

The bill named in the above resolution was taken up and read.

On motion of Mr. Mims,

The constitutional rule was suspended, the bill read a second time by its title; whereupon

Mr. Mims offered the following amendments, which were adopted:

Amend third line of first section by striking out "upon the most reasonable terms," and insert "at par." Amend by adding to section second, "excepting, however, from the operation of this act the collection of the Military Tax, as provided by the State Convention."

On motion of Mr. Mims,

The rule was suspended, the bill was considered as engrossed and read a third time and passed as amended, the title standing as stated.

The following message was received from the House of Representatives:

MR. PRESIDENT—

The House of Representatives have passed bills with the following titles:

A bill to be entitled an act for the purpose of reducing the salaries of certain officers in Perry county.

A bill to be entitled an act to reduce the salary of the Probate Judge of Kemper county, and for other purposes.

A bill to be entitled an act to amend the charter of the city of Vicksburg, in relation to the assessment and collection of taxes.

A bill to be entitled an act to amend the School Laws of Yalabusha county.

A bill to be entitled an act to reduce the price of swamp and overflowed lands of Jones county.

A bill to be entitled an act to prevent the collection of double taxes, and for other purposes.

A bill to be entitled an act for the relief of W. D. Baldwin, of Sunflower county, and the Probate Clerks of Lauderdale and Jasper counties.

A bill to be entitled an act to reduce the salary of the Probate Judge of Marion county.

A bill to be entitled an act to amend chapter XX of the Revised Code, entitled an act to regulate the sale of vinous and spirituous

liquors so far as it relates to the county of Jones, and for other purposes.

A bill to be entitled an act for the relief of the Common School Fund of township 22, range 8 east, in Calhoun county.

A bill to be entitled an act for the relief of Edwin J. Coleman, a minor of Bolivar county.

A bill to be entitled an act to reduce the rates to be paid for license to retail vinous and spirituous liquors in the county of Itawamba.

A bill to be entitled an act to enable Mrs. Elitha R. Baley to make her will.

A bill to be entitled an act requiring the Board of Police in the several counties to examine the official action of the Commissioners of swamp and overflowed lands, and for other purposes.

A bill to be entitled an act to amend an act providing for divorces from the bonds of matrimony, in certain cases, approved November 29th, 1858,

In which the concurrence of the Senate is desired.

The House has passed a Senate bill with the following title:

A bill to be entitled an act in relation to testimony in certain cases.

Mr. Ellett, from the Committee on the Judiciary, made the following report, which was received and agreed to:

MR. PRESIDENT—

The Committee on the Judiciary to whom was recommitted an act entitled "an act to increase the powers of the Probate Courts," have again considered the same and have instructed me to report the same bill back with the amendments before reported, and to recommend the adoption of the amendments, and the passage of the bill so amended.

On motion of Mr. Ellett,

The bill referred to in the report was taken up.

Mr. Ellett moved the adoption of the amendments.

Mr. Oliver moved to strike out the second section, which was lost.

Mr. Wilson moved to strike out the words "traveling expenses" in the first amendment, which was carried.

The question then recurred upon the adoption of the amendments reported by the committee, which were adopted.

On motion of Mr. Ellett,

The constitutional rule was suspended, the bill considered as engrossed, read a third time and passed as amended, the title standing as stated.

Mr. Ellett, from the Judiciary Committee, made the following report, which was received and agreed to:

MR. PRESIDENT—

The Committee on the Judiciary to whom was referred a House bill entitled "an act to define and punish the crime of the fraudulent removal of personal property under mortgage, pledge or deed of trust, from this State," have considered the same, and have instructed me to report the same back with the following amendment, to-wit :

1. Strike out the words "with the intent to defraud," and insert the words "without the written consent of."

2. Add the following additional section :

Section 2. *Be it further enacted,* That if any person shall remove or cause to be removed, or shall aid or assist in removing to any place beyond the jurisdiction of this State, any personal property upon which there shall, at the time of such removal, be any judgment or execution lien within this State, with intent to defraud the person entitled to the benefit of such lien, such person shall be deemed guilty of felony, and upon conviction thereof, shall be imprisoned in the penitentiary for one year.

And to recommend the adoption of the amendments and the passage of the bill so amended.

On motion of Mr. Ellett,

The bill referred to was taken up.

Mr. Gordon moved to lay the first amendment on the table, which was lost.

The vote was then taken on the adoption of the first amendment and the amendment was rejected.

Mr. Oliver moved to lay the second amendment on the table, which was lost.

Mr. Oliver offered to amend the amendment by striking out "penitentiary for one year," and insert "county jail for six months."

Mr. Neill moved to lay the amendment, offered by Mr. Oliver, on the table, which was carried by the following vote, the ayes and noes, having been called for by Messrs. Gordon, Neill and Ellett.

AYES.—Mr. President, Messrs. Bowles, Cummings, Ellett, Griffin, Greer, Huie, Jordan, Mims, Neely, Neill, Oliver, Pegram, Poindexter, Quin, Taliaferro, Thames and Wilson—18.

NOES—Messrs. Brown, Gordon and Starke—3.

On motion of Mr. Ellett,

The second amendment reported by the committee was adopted.

On motion of Mr. Gordon,

The following amendment to the title was adopted: Amend the title by adding after the word "trust" and "liens by judgment."

On motion of Mr. Ellett,

The constitutional rule was suspended, the bill considered engrossed, read a third time and passed as amended, the title standing as amended.

Mr. Ellett, from the Judiciary Committee, made the following report, which was received and agreed to :

MR. PRESIDENT—

The Committee on the Judiciary to whom was referred a House bill entitled "an act for the relief of the Tax Assessor of Clarke county," have considered the same and have instructed me to report back the said bill and recommend that it do not pass.

Mr. Ellett, from the Judiciary Committee, made the following report, which was received and agreed to :

MR. PRESIDENT—

The Committee on the Judiciary to whom was referred so much of the Governor's message as relates to "the inconveniences resulting from the absence of civil officers who have enlisted as volunteers," and to the power "to declare and fill vacancies in such cases," have duly considered the subject, and to remedy the evil complained of, have instructed me to report the accompanying bill, entitled "an act to provide for filling vacancies in certain public offices," and to recommend its passage.

On motion of Mr. Ellett,

The bill referred to was taken up and read,

And on his further motion the constitutional rule was suspended, the bill read a second time and was considered as engrossed; and made the special order for Monday, the 25th November, inst., at 11 o'clock.

On motion of Mr. Oliver,

The joint resolutions entitled, "Resolutions of the Legislature of Mississippi, to provide arms for the State," was taken up.

The question recurred upon the adoption of the amendment offered by the committee to whom the resolution had been referred; the first of said amendments is as follows, to-wit :

Amend by adding after the words "association of persons" the words "assenting thereto."

Mr. Neill moved to lay said amendment on the table,

Whereupon Messrs. Huie, Neill and Oliver called for the ayes and noes, and the amendment was tabled by the following vote :

AYES—Mr. President, Messrs. Brown, Ellett, Griffin, Gordon, Jordan, McLain, Mims, Neely, Neill, Oliver, Poindexter, Quin, Starke, Taliaferro, Thames and Wilson—17.

NOES—Messrs. Bowles, Cummings, Greer, Huie, Pegram and Phelan—6.

The question then recurred on the second amendment offered by the committee ;

Amend by inserting after the words "so taken possession of," in the 10th line of the first resolution the following words "if the agent and the owner cannot agree as to the value of the arms then in that event the arms."

On motion of Mr. Oliver, said amendment was adopted.

Mr. McLain offered the following amendment, which was adopted :

Amend by inserting after the words "male citizen" "and each female who may be the head of a family."

Mr. Ellett offered the following amendment, which was adopted :

Strike out the words "liable to military duty by law," and insert "over the age of sixteen years."

On motion of Mr. Oliver,

The rule was suspended, the resolutions read a third time and adopted as amended.

Mr. Neely, from the Committee on Engrossed Bills, made the following report :

MR PRESIDENT—

The Committee on Engrossed Bills have examined the bill to be entitled "an act to provide for the redemption of the Treasury Notes of the State of Mississippi authorized to be issued by ordinance of State Convention, and for other purposes," and find the same correctly engrossed.

Mr. Mims, from the Committee on the Militia, made the following report, which was received and agreed to :

MR PRESIDENT—

The Committee on the Militia have had under consideration a bill to be entitled "an act to revive and reduce into one the Militia and Volunteer Laws of the State," and instructed me to report the same back to the Senate and recommend that it do pass.

On motion of Mr. Mims,

The bill mentioned above was taken up and read ;

And on his further motion, the constitutional rule was suspended, the bill read a second time by its title and made the special order for Tuesday, the 26th November inst., at 10 o'clock, A. M., and 200 copies ordered to be printed.

Mr. Jordan, from the Committee on Unfinished Business, presented sundry documents which were referred to the Committee on Claims, without being read.

Mr. Griffin, from the Select Committee, made the following report, to-wit, which was received and agreed to :

MR. PRESIDENT—

To whom was referred a bill to be entitled “an act authorizing the payment of certain money to the Treasurer of Chickasaw county, and for other purposes,” have had the same under consideration, and have instructed me to report the bill back to the Senate and recommend that it do pass.

On motion of Mr. Griffin,

The bill was called up and read, and

On his further motion, the constitutional rule was suspended, the bill read a third time and passed, the title standing as stated.

Mr. Neely, from the Committee on Engrossed Bills, made the following reports :

MR. PRESIDENT :

The Select Committee to Committee on Engrossed Bills have examined the following bills : A bill to be entitled an act to increase the powers of the Probate Courts ; and a bill to be entitled an act to define and punish the crime of the fraudulent removal of personal property under mortgage, pledge, or deed of trust, from this State, and find the same properly engrossed.

MR. PRESIDENT :

The Committee on Engrossed Bills have examined a resolution of the Legislature of Mississippi to provide arms for the State, and find the same correctly engrossed,

Which was received and agreed to.

Mr. Neill offered the following joint resolution :

Resolved by the Senate, (the House concurring) That the two Houses meet in joint convention, at 12 o'clock, M., on Tuesday, the 26th inst., for the purpose of electing a Superintendent and a Clerk of the Penitentiary, and a Keeper of the Capitol,

Which was read the first time. no action being taken on it, it took its place on the Calender.

The hour of adjournment having arrived,

The Senate adjourned until Monday, November 25th, 1861, at 9 o'clock.

MONDAY, November 25th, 1861.

Senate met pursuant to adjournment.

Prayer by Rev. Mr. Harrington.

The journal of Saturday was read and approved.*

Mr. Thames, from the Committee on Enrolled Bills, made the following report.

MR PRESIDENT—

The Committee on Enrolled Bills have examined a bill entitled an act in relation to testimony in certain cases, and found the same correctly enrolled.

Mr. Griffin, from the Joint Standing Committee on Public Buildings, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Joint Standing Committee on Public Buildings have had the subject of the condition of the public buildings under consideration, and have instructed me to report :

That the appropriation made at the last regular session of the Legislature of ten thousand dollars is fully sufficient to make whatever improvements or repairs may be necessary to protect and preserve the Capitol, and to furnish the same as well as to make all necessary repairs of fencing, enclosing the lot of ground on which the Capitol is situated, and that it is therefore unnecessary to make any further appropriation for that purpose at this time.

The Governor's mansion was found to need some repairs, and for this purpose the committee recommend an appropriation of one thousand dollars. Your committee recommend the passage of the accompanying bill.

On motion of Mr. Griffin,

The bill alluded to in the above report, entitled an act to appropriate one thousand dollars to repair and improve the Governor's mansion, etc., was taken up and read.

On motion of Mr. Griffin,

The constitutional rule was suspended, the bill read a second and third time and passed, the title standing as stated.

Mr. Greer, from the Joint Standing Committee on Claims, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Joint Standing Committee on Claims to whom was recommended the bill entitled "an act to refund certain moneys," with "instructions to ascertain whether the amount furnished was a reasonable amount and expended within the scope of the Governor's request," would report :

First—That the sum furnished to Capt. Tucker amounted to two thousand dollars, and would be, when divided out among the men comprising his company, about twenty dollars to each man. Whether the amount was reasonable to bear their expenses, in

carrying out the object designed to be accomplished by the Governor, is a question that each one must judge of for himself.

Secondly—As to whether the sum was expended “within the scope of the Governor’s request,” the committee would refer the Senate to the letter of F. M. James, who was a member of Capt. Tucker’s company, at the time the company was ordered to Fort Pickens, and which was furnished the committee by Gen. J. T. Griffin, to whom the letter was addressed. Capt. Tucker himself, being, as the committee are informed, in Virginia with his company, so that it would be very difficult, if not impossible, for the committee to ascertain from him the manner in which the money was expended, in time to lay the same before the Senate at this session.

On motion of Mr. Greer,

The bill alluded to above was taken up, and

On his further motion, the constitutional rule was suspended and the bill put on its third reading.

Mr. Mims re-offered the amendment, which was referred to the Committee on Claims, and moved its adoption.

Mr. Phelan moved an amendment to the amendment offered by Mr. Mims, which is as follows :

Amend after the word “rendezvous” and insert the words “or subsequently.”

Mr. Buck moved the indefinite postponement of the bill and amendments.

Mr. Starke moved the previous question on said motion, which was sustained,

And the ayes and noes being called for by Messrs. Starke, Griffin and Neill,

On the motion of Mr. Buck, it was carried by the following result :

Those who voted in the affirmative were Messrs. Brown, Buck, Cummings, Davis, Huie, Luckett, McLain, Neely, Neill, Pegram, Starke and Taylor—12 ayes.

Those who voted in the negative were Mr President, Messrs. Bowles, Griffin, Greer, Gordon, Jordan, Mims, Oliver, Phelan, Taliaferro and Thames—noes 11.

And the bill and amendments were indefinitely postponed.

On motion of Mr. Neill,

Leave of absence was granted to the Committee on the Lunatic Asylum to retire from the Senate Chamber in order to make up their report.

The following message was received from the House of Representatives :

MR. PRESIDENT—

The House of Representatives have passed

A bill to be entitled an act making the Treasury Notes, issued

under an ordinance of the State Convention, receivable in payment of dues to the State at all times before and after the period fixed for their redemption and for other purposes.

An act to appropriate fines, forfeitures, licenses and money arising from the sales of estrays and runaway slaves in Jones county.

An act to provide for the collection of certain arrears of taxes in Jefferson county.

An act for the relief of Thomas Hickingbottom.

An act for the relief of S. C. Davis of De Soto county.

An act for the relief of Andrew B. Carson, tax collector of Washington county.

An act to appropriate fines, forfeitures, licenses and moneys arising from the sales of estrays and runaway slaves in the county of Washington.

An act to appropriate one thousand dollars to repair and improve the Governor's mansion.

An act for the relief of William H. Browning.

An act for the relief of W. H. Browning and Thomas Deason.

An act to reduce the salary of the Probate Judge of Lafayette county.

An act to limit the compensation of the Treasurer of Tippah county.

An act to reduce the salary of the Probate Judge of Tippah county.

An act for the relief of Isham Dansby, of Newton county.

An act to suspend the collection of the Vicksburg, Shreveport and Texas Railroad taxes in the city of Vicksburg.

An act to suspend the collection of Levee Tax, and to extend the time of redemption of lands sold for Levee Taxes in the county of Tunica, and for other purposes.

An act to authorize the sale of the 16th section of School Lands belonging to that portion of Tunica county embraced in the Choctaw purchase, in order to consolidate the Chickasaw and Choctaw School Funds of said county.

The following message was received from the House:

MR. PRESIDENT—

The House has passed—

An act providing for the issuing of Warrants by the Auditor of Public Accounts, in which the concurrence of the Senate is desired.

The following message was received from His Excellency John J. Pettus, Governor of the State of Mississippi, by his Private Secretary, John H. Echols:

EXECUTIVE OFFICE,
Jackson Miss., Nov. 25th, 1861. }

MR PRESIDENT—

His Excellency the Governor did sign and approve on the 23d, a joint resolution to fill a vacancy in the Provisional Congress of the Confederate States.

He has also signed and approved Senate bill entitled,

"An act in relation to testimony in certain cases.

Mr. Mims, from a select committee, made the following report,

* Which was received and agreed to :

MR PRESIDENT—

The Select Committee to whom was referred resolutions and amendments in regard to the appointment of committees to examine the Public Offices at the Capitol, have considered the same and instructed me to report them back to the Senate and recommend the adoption of the accompanying substitute.

Said joint resolutions are of the following title :

"Resolutions appointing certain committees."

On motion of Mr. Mims,

The resolutions were taken up and read.

On his further motion,

The constitution rule was suspended, the resolutions read a second and third time and adopted.

Mr. Gordon, from the Committee on Finance, made the following report:

MR PRESIDENT—

The Committee on Finance to whom was referred so much of the Governor's message as refers to the Finances of the State and its pecuniary embarrassment, and as to what relief can be afforded the people in the present condition of our pecuniary affairs, have had the subject under consideration and after giving the question all the examination their limited time would admit, the majority of the committee have instructed me to report the accompanying bill for the consideration of the Senate.

Mr. McLain moved a division of the question on receiving and agreeing to the report;

Whereupon the report was received.

Mr. Oliver asked leave to present a minority report, which is as follows, to-wit :

MR PRESIDENT—

The minority of the Committee on Finance to whom was referred that portion of the Governor's message relating to the Financial condition of the State, and the measures for the relief of its citizens, ask leave to introduce a bill, entitled "an act to provide for the defense of the State," and ask the Senate to adopt it as a

substitute, by way of amendment to the bill reported by a majority of the committee.

On motion of Mr. Starke,

The bills reported in both reports were ordered to be printed and made the special order of the day for the Committee of the Whole on Wednesday the 26th instant, at 10 o'clock.

Mr. Phelan offered a joint memorial entitled,

"Joint memorial of the Legislature of the State of Mississippi to the Congress of the Confederate States,"

Which was read.

On motion of Mr. Phelan,

The memorial was laid on the table.

Mr. Phelan introduced a bill to be entitled, "an act to suspend the collection of certain taxes, and to repeal certain laws in relation to the loan and circulation of foreign bank notes in this State, and for other purposes,"

Which was read,

On motion of Mr. Phelan,

The constitutional rule was suspended, the bill read a second time by its title.

And on motion of Mr. Oliver,

The bill was made the special order of the day, for three o'clock, P. M.

The following message was received from the House:

MR. PRESIDENT--

The House has passed "an act to amend the Revenue Laws of this State."

An act to repeal an act entitled an act in relation to the Circuit and Chancery Courts of Tishomingo county, passed the 14th December, 1859.

The House has passed the following joint resolution, in which the concurrence of the Senate is desired:

Resolved, (the Senate concurring) That from and after the 30th of November, no new business will be considered by the Legislature, except such as shall refer to military matters, and the defense of the country, to revenue subjects, and to fiscal or financial matter.

On motion of Mr. Oliver,

The Senate adjourned until 3 o'clock, P. M.

THREE O'CLOCK, P. M.

Senate met pursuant to adjournment.

Mr. Phelan moved to lay on the table the bill made the special order for this hour, which was carried.

Mr. Phelan then called from the table the joint resolution "in

relation to an adjournment of the present session of the Legislature for a certain time."

On motion of Mr. Starke,

The resolution was laid on the table.

On motion of Mr. Starke,

The special order of the day, for three o'clock, was called up ;

And on his further motion,

The Senate resolved itself into a Committee of the Whole to consider the same,

Mr. Starke in the Chair.

Pending the consideration of the bill in Committee of the Whole,

* The following message was received from the House :

MR. PRESIDENT—

The House has passed a bill to be entitled :

An act for the restoration of all the arms now in the State belonging to or captured by the Confederate Government, and for other purposes.

Also, a bill to be entitled

An act to donate the swamp and overflowed Land in the counties of Madison and Jackson, and for other purposes.

The House has concurred in the Senate amendment to House bill entitled,

An act to define and punish the crime of the fraudulent removal of personal property under mortgage, pledge or deed of trust, from this State.

Also the Senate amendment to House bill entitled,

An act in relation to Slaves.

The House has passed the Senate bill entitled,

An act to amend an act approved February 23d, 1856, entitled, an act to amend an act approved March 16th, 1852, for the reclamation of the swamp and overflowed Public Lands, and for the improvement of the navigation of the various rivers and streams in this State, so far as the same relates to the county of Choctaw, and for other purposes.

Also, a House bill entitled,

An act to procure private arms for the use of the State.

After sometime spent in Committee of the Whole and various amendments to the bill, the committee arose and reported the bill back to the Senate with various amendments, with the recommendation that the bill do pass as amended, and asked to be discharged from its further consideration.

On motion of Mr. Starke,

The report of the committee was received and agreed to.

On motion of Mr. Luckett,

The Senate adjourned until to-morrow, at 9 o'clock, A. M.

TUESDAY, November 26th, 1861.

The Senate met pursuant to adjournment.

Prayer by the Rev. Mr. Crane.

The journal of yesterday was read and approved.

Mr. Mims, from the Committee on the Militia, made the following report, which was received and agreed to.

MR. PRESIDENT—

The Committee on the Militia, to whom was referred "a bill to be entitled an act to provide arms for the defense of the State," have had the same under consideration, and have instructed me to report it back to the Senate and recommend that it do not pass.

Mr. Mims moved a reconsideration of the vote just taken on the report of the committee above stated, which was carried.

On motion of Mr. Neill,

The report was laid on the table.

Mr. Neill offered the following resolution, which was read :

Resolved by the Legislature, That the Auditor of Public Accounts be requested to furnish a report from that department of the government, at as early a day as practicable;

On motion of Mr. Neill,

The constitutional rule was suspended, the resolution read a second and third time and adopted.

Mr. Pegram offered the following resolution,

Which was read :

Resolved, That the Committee on the Judiciary be instructed to enquire into the practicability of this State assuming the Confederate Tax, so that said tax may be collected by the sheriff of each county, and report by bill or otherwise.

Also, as to the propriety of reducing the fees of Sheriffs when taxes are so large as at present, and report as above.

Mr. Mims, from the Committee on the Militia, made the following report :

MR. PRESIDENT—

The Committee on the Militia, to whom was referred "an act to refund the tax assessed and expended by Boards of Police to provide for the clothing of Volunteers, under the act approved August 2, 1861," have had the same under consideration, and have instructed me to report the same back to the Senate and recommend that it do not pass.

Mr. Neill called for a division of the question of receiving and agreeing to the report.

On his motion, the report was received.

The question recurring on agreeing to the report,

Mr. McLain moved to lay the same on the table,

Which was carried.

The following message was received from the House, to-wit :

MR PRESIDENT—

The House has passed the Senate bill entitled,

An act to repeal an act entitled an act to prohibit the sale of spirituous and vinous liquors in the town of Houston, in Chickasaw county, approved December 3d, 1859.

The House has concurred in the Senate joint resolution requesting the Governor to appoint delegates from each Congressional District to act in connection with the delegates appointed by the Agricultural Bureau, and Agricultural Societies of the several counties to represent this State in the Southern Planters' Convention, proposed to be held at the city of Memphis, on the 16th day of December next.

The House has concurred in the Senate resolution for the appointment of two committees, to sit in vacation, to examine certain offices, etc., and have filled the blank in said resolution with the number two.

The House has passed a bill for the relief of Zenias A. Clark, In which the concurrence of the Senate is desired.

Mr. Greer moved to take up the special orders,

Which was carried,

And on his further motion,

The bill that had precedence in the special orders, was passed over, and a bill entitled

"An act to revive and reduce into one the Militia and Volunteer Laws of this State," was taken up.

On motion of Mr. Mims,

The Senate resolved itself into a Committee of the Whole for the purpose of considering said bill,

With Mr. Ellett in the Chair.

Pending the discussion of the bill in Committee of the Whole

The following message was received from the House :

MR PRESIDENT—

The House has passed the following resolution, in which the concurrence of the Senate is desired :

Resolved by the House of Representatives, (the Senate concurring) That leave of absence for sixty days be hereby granted to W. H. Clark, Judge of Probate of Rankin county.

After some time spent in Committee of the Whole,

The committee rose and reported some progress and asked leave to sit again at three o'clock,

Which report was received and agreed to.

On motion of Mr. Quin,

The joint resolution of the House granting leave of absence

W. H. Clark, Probate Judge of Rankin county, was concurred in.

On motion of Mr. Starke,

The Senate adjourned until 3 o'clock, P. M.

THREE O'CLOCK, P. M.

Senate met pursuant to adjournment.

Mr. Starke moved a reconsideration of the vote on the bill entitled "an act to refund certain moneys,"

And the motion was made to special order for Saturday the 30th inst., at 10 o'clock, A. M.

Mr. Thames, from the Committee on Enrolled Bills, made the following report :

MR PRESIDENT—

The Committee on Enrolled Bills have examined a bill, entitled an act to prohibit the sale of spirituous and vinous liquors in the town of Houston, in the county of Chickasaw, approved December 3d, 1858.

Also, a resolution appointing certain committees, and find them correctly enrolled.

Mr. Phelan asked and obtained leave of absence for Mr. Moore for an indefinite time.

Mr. Mims, by leave, introduced a resolution entitled as follows, which was read :

"Resolution appropriating cartridge boxes the to Smith Quitman Rifles."

On motion of Mr. Mims,

The constitutional rule was suspended, the resolution read a second and third time by its title and adopted.

On motion of Mr. Oliver,

The Senate resolved itself into a Committee of the Whole for the purpose of considering the Militia bill ;

Pending the consideration of the bill in the Committee of the Whole,

The following message was received from the House :

MR PRESIDENT—

The House has concurred in the joint resolution appropriating cartridge boxes to the Smith Quitman Rifles, and have adopted the following amendment thereto, in which the concurrence of the Senate is desired :

Amend by adding—

"And the Rankin Mounted Rifles," and such other companies as are ready to leave for the seat of war,

On motion of Mr. Mims,

The House message was taken up,
And on his further motion the amendment indicated in the
above report was concurred in with the following amendment :

Strike out all after the words "Rankin Mounted Rifles."

The Senate then resumed the consideration of the Military
bill in Committee of the Whole,

Pending which—

The following message was received from the House :

MR. PRESIDENT—

The House has concurred in the Senate amendment to the
House amendment to the Senate joint resolution appropriating
cartridge boxes to the Smith Quitman Rifles.

After sometime spent in Committee of the Whole,

The committee arose and reported progress and asked leave to
sit again to-morrow at 9 o'clock, A. M.

Mr. Thames, from the Committee on Enrolled Bills, made the
following report :

MR. PRESIDENT—

The Committee upon Enrolled Bills have examined a resolu-
tion appropriating cartridge boxes to the Smith Quitman Rifles,
and find the same correctly enrolled.

On motion,

The Senate adjourned until to-morrow morning at 9 o'clock.

WEDNESDAY, Nov. 27th. 1861.

The Senate met pursuant to adjournment.

Prayer by Rev. Mr. Anderson.

The Journal of yesterday was read and approved.

Mr. Huie presented a memorial of J. C. Groves, which, on
his motion, was referred to the Committee on Education without
reading.

Mr. Pegram, from a select committee, made the following re-
port, which was received and agreed to :

MR. PRESIDENT—

The committee to whom was referred a bill to authorize the
issuance of warrants to certain officers, have had the same under
consideration and instructed me to report it back and recommend
that it do not pass.

Mr. Buck, from a select committee, made the following report, which was received and agreed to ;

MR PRESIDENT—

The select committee to whom was referred a bill to repeal the collection of the levee tax, have instructed me to report the same back and recommend its passage.

Mr. Buck moved to take up the bill indicated in the report, entitled an act to amend an act entitled an act to aid in repairing and perfecting the levee of the Mississippi river in the counties of DeSoto, Tunica, Coahoma, Bolivar, Washington and Issaquena, approved December 2nd, 1858, which was read.

On motion of Mr. Buck,

The constitutional rule was suspended, the bill read a second and third time and passed, the title standing as stated.

Mr. Luckett presented a bill entitled an act to amend an act entitled an act in relation to slaves, free negroes and mulattos, being chapter 33 of the Revised Code, which was read.

On motion of Mr. Luckett,

The constitutional rule was suspended, the bill read a second time by its title, and referred to the Committee on the Judiciary.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House of Representatives has adopted the following resolution :

Resolved That the Senate be requested to return to the House the Senate resolution providing for the appointment of certain committees.

Mr. Huie presented a bill to be entitled an act to amend the 3d section, chapter 48, of the Revised Code, which was read.

On motion of Mr. Huie,

The constitutional rule was suspended, the bill read a second time by its title, and referred to the Committee on the Judiciary.

Mr. Wilson presented the claim of Messrs. Martin and Duke, which was referred to the Committee on Claims.

Mr. Neill offered the following resolution, which was adopted :

Resolved, That the House be respectfully informed that the resolution which the Senate is requested to return to the House, is not within the control of the Senate, but has passed to the Executive for his examination and approval.

On motion of Mr. Greer,

The vote taken on the passage of the bill entitled an act to amend an act entitled an act to aid in repairing and perfecting the levee on the Mississippi river in the counties of DeSoto, Tunica, Coahoma, Bolivar, Washington and Issaquena, approved December 2d, 1858, was reconsidered.

Mr. Greer offered the following amendment, which was adopted:

Sec — *Be it further enacted*, That the provisions of this act shall apply to all other acts passed since the above named act, for the collection of taxes for levee purposes, in any of the above named counties.

On motion of Mr. Starke,

The bill and amendment was laid on the table.

On motion of Mr. Quin,

The House bill entitled an act for the relief of L. J. Lack, was taken up and read, and on his further motion, the constitutional rule was suspended, the bill read a second and third time and passed, the title standing as stated.

On motion of Mr. McLain,

A House bill entitled an act making the Treasury notes issued under an ordinance of the State Convention receivable in payment of dues to the State at all times before and after the period fixed for their redemption, and for other purposes, was read.

On motion of Mr. McLain,

The constitutional rule was suspended, and the bill read a second time by its title.

The following amendment was offered by Mr. Ellett:

Amend the first section by adding the following proviso :

Provided however, That the said military stores and supplies and other articles to be purchased by said notes, shall not be purchased at greater prices than the current market value of such articles for money.

Pending the discussion of the bill and amendment, the following message was received from his Excellency John J. Pettus, through his private Secretary :

EXECUTIVE OFFICE, }
Jackson, Miss., Nov. 27, 1861. }

To the members of the Senate :

GENTLEMEN.—I herewith enclose you petitions for the release of forfeiture in case of the State of Mississippi *vs* W. B. Wade and sureties ; the State of Mississippi *vs* A. R. Burks and sureties and would respectfully ask your advice and consent in the remission of the same.

JOHN J. PETTUS.

The consideration of the bill just postponed was resumed.

On motion of Mr. Starke,

The amendment offered by Mr. Ellett was laid on the table.

The constitutional rule was suspended, the bill read a third time by its title and passed, the title standing as stated.

On motion of Mr. Starke,

The Senate resolved itself into Committee of the Whole to consider the Military Bill,

Mr. Starke in the Chair.

Pending the consideration of the bill in Committee of the Whole,

The following message was received from the House of Representatives : •

MR PRESIDENT—

The House of Representatives have passed the following entitled bills :

An act to reduce the salary of the Probate Judge of Itawamba county.

An act to amend the criminal law relative to the violation of the Sabbath in the counties of Hancock, Harrison, Jackson and Pike.

An act to amend an act entitled an act to define the powers of the county Police of Covington and Pike counties, in relation to the three per cent. fund, approved February 13th, 1846, and for other purposes.

An act to amend an act entitled an act to repeal the Common School laws of Copiah county, &c., approved December 6th, 1859.

An act in relation to the School Fund of Green county.

An act to reduce the salary of the Probate Judge of Pontotoc county.

An act to provide for indexing the papers in the Probate office of Lauderdale county, and for other purposes.

An act to reduce the salary of the Probate Judge of Rankin county.

An act to extend the provisions of an act entitled an act to prohibit the sale and gratuitous distribution of vinous, spirituous and fermenting liquors within four miles of Westville Seminary, in Simpson county, and for other purposes, to Police District No. 3, in Simpson county.

An act to reduce the salary of the Probate Judges of Yallobusha and Franklin counties.

After some time spent in Committee of the Whole, and various amendments to the bill, the Committee rose, and reported progress, and asked leave to sit again at 3 o'clock P. M., this day.

On motion of Mr. Ellett,

The report was received and agreed to.

On motion of Mr. Starke,

The Senate adjourned to 3 o'clock, P. M.

THREE O'CLOCK, P. M.

Senate met pursuant to adjournment.

On motion of Mr. Ellett,

The Senate resolved itself into Committee of the Whole on the bill in relation to the militia,

Mr. Ellett in the Chair.

Pending the consideration of the militia bill in Committee of the Whole,

The following message was received from the House of Representatives :

MR. PRESIDENT—

The House has passed a bill to be entitled :

An act to amend the charter of the city of Jackson.

Also, a joint resolution entitled :

Joint Resolution in relation to the Edwards Guards and McManus Rifles,

In which the concurrence of the Senate is desired.

The House has also passed a joint resolution requesting the Joint Committee on Enrolled Bills to withhold from enrollment a House bill to be entitled an act making the Treasury notes issued under an ordinance of the Convention receivable in payment of dues to the State, &c.,

In which the concurrence of the Senate is desired.

The House has concurred in the adoption of a title to joint resolution relative to the appointment of delegates to the Southern Planter's Convention.

On motion of Mr. Mims,

The joint resolution of the House in relation to the appropriation of cartridge-boxes, &c., as in the last above House report, was taken up and concurred in, with the following amendment adopted by the Senate :

And that the captains of said companies be required to enter into bond in double the value of said accoutrements payable to the State of Mississippi, conditioned, for the return of said accoutrements when said companies shall be disbanded.

On motion of Mr. Neely,

He was granted leave of absence.

On motion of Mr. Ellett,

The joint resolution of the House requesting the Joint Committee on Enrolled Bills to withhold from enrollment a House bill entitled an act making the Treasury notes issued under an ordinance of the Convention, receivable in payment of dues to the State &c., was concurred in by the Senate.

The following message was received from the House :

MR. PRESIDENT—

The House has concurred in the Senate emendment to the House joint resolution in relation to the Edwards Guards and McManus Rifles.

The Senate again resolved itself into Committee of the Whole to consider the military bill.

After some time spent therein, the committee rose, reported progress, and asked leave to sit again to-morrow morning at nine o'clock,

Which was received and agreed to.

On motion of Mr. Lockett,

The message received from the Governor this morning, was taken up.

A statement from the Attorney General, in relation to the case of forfeiture related by the Governor in the case of the State vs A. R. Burks and sureties, was read.

Mr. Lockett offered the following resolution, which was adopted:

A resolution advising the Governor to remit the forfeiture in the case of the State vs. A. R. Burks and his sureties, Jas. L. Burks and Thomas Harris, of Scott county.

Resolved by the Senate, That the Governor be and he is hereby advised to remit the forfeiture taken in the above stated case against A. R. Burks and his sureties, Jas. L. Burks and Thomas Harris, of Scott county.

The case of the State vs. W. B. Wade, principal, and C. A. Nelson, surety, reported in said message of the Governor, was taken up, and,

On motion of Mr. Ellett,

Was laid on the table.

On motion of Mr. Ellett,

A House bill entitled an act to provide for the collection of certain arrears of taxes in the county of Jefferson, was taken up and read, and on his further motion, the constitutional rule was suspended, the bill read a second and third time and passed, the title standing as stated.

On motion of Mr. Quin,

A House bill entitled an act to change the stray laws so far as the same applies to the county of Smith, was taken up and read.

On his further motion, the rule was suspended, the bill read a second and third time and passed, the title standing as stated.

On motion of Mr. Mims,

The House bill entitled an act to enable Mrs. Elitha R. Baley to make a will, was taken up and read.

On his further motion, the constitutional rule was suspended, the bill read a second time by its title, and

On motion of Mr. Neill,

Referred to the Judiciary Committee.

On motion of Mr. Cummings,

The Senate adjourned until 9 o'clock to-morrow morning.

THURSDAY, November 28th, 1861.

The Senate met pursuant to adjournment.

Prayer by the Rev. Mr. McLain.

The journal of yesterday was read and approved.

Mr. Gordon, by leave, introduced a bill to be entitled an act for the relief of the Register and Receiver of the Land Office at Washington, Mississippi, which was read.

On motion of Mr. Gordon,

The constitutional rule was suspended, the bill read a second and third time, and referred to the Committee on the Judiciary.

Mr. Pegram, by leave, introduced a bill to be entitled a bill in relation to the homestead of volunteers, which was read.

On motion of Mr. Pegram,

The constitutional rule was suspended, the bill read a second time by its title, and referred to the Committee on Finance.

Mr. Drane, by leave, introduced a bill to be entitled an act to encourage stock raising and for the protection of the owners thereof.

On motion of Mr. Drane,

The constitutional rule was suspended, the bill read a second time by its title, and referred to the Committee on Agriculture and Mechanics.

Mr. Brown, by leave, called from the House messages a House bill entitled an act to amend the several acts relative to the swamp and overflowed lands in the counties of Hancock, Marion, Lawrence, Copiah and Simpson, which was read.

On motion of Mr. Brown,

The constitutional rule was suspended, the bill read a second time by its title, and referred to the Judiciary Committee.

Mr. McLain, by leave, introduced a bill to be entitled an act for the relief of Thos. S. Parker, of Clarke county, which was read.

On motion of Mr. McLain,

The constitutional rule was suspended, the bill read a second time by its title, and referred to the Committee on Claims.

Mr. Mims, by leave, called up a House bill entitled an act appropriating the Swamp Land fund of Pike county, for the relief of the families of volunteers, &c.

On motion of Mr. Mims,

The constitutional rule was suspended, and the bill read a second time by its title.

Mr. Mims offered the following amendment, which was adopted: Amend by inserting before the word "relief," in the fourth line, of second section, the words "benefit of volunteers and the."

On motion of Mr. Taylor,

The bill and amendment was referred to the Judiciary Committee.

On motion of Mr. Jordan,

The case mentioned in the Governors Message, of the State vs. Wm. B. Wade and C. A. Nelson, was taken up and read.

Mr. Jordan offered the following resolution :

Resolved, That the Governor of the State be and he is hereby advised to remit the forfeiture in the case of the State vs. W. B. Wade and C. A. Nelson, surety, both of Lowndes county, Mississippi,

Which was rejected.

Mr. Quin, by leave, offered the following joint resolution, entitled :

Resolution to authorize the Chief of Ordnance to furnish accoutrements to the Fireside Defenders,

Which was adopted.

On motion of Mr. Ellett,

The Senate resolved itself into Committee of the Whole to consider a bill to be entitled an act to revise and reduce into one the militia and volunteer laws of this State.

After some time spent therein, the committee rose and reported the bill back to the Senate with an amendment thereto, and recommended the passage of the bill as amended.

The amendment reported is as follows :

Strike out all after the enacting clause, and insert the following :

Sec. 1. *Be it enacted by the Legislature of Mississippi*, That the Governor shall order an election for one Major-General, and four Brigadier Generals, of the militia of this State, as soon as possible after the passing of this act. Said election shall be held by the sheriffs of the respective counties in the same manner as elections for civil officers are now held. All persons subject to perform military duty under this act, shall be entitled to vote. A plurality of votes shall be sufficient to elect. Returns of said elections shall be made to the Governor, by whom the persons elected shall be commissioned. Said returns shall then be deposited by the Governor in the office of the Adjutant-General. The said persons so commissioned as Major and Brigadier Generals, in connection with the Governor, shall constitute a Military Board ; Said Board shall meet in Jackson or other place, whenever commanded by the Governor, or when agreed upon at some previous meeting of the Board ; said board shall, as soon as practicable, proceed to divide the counties into four Brigade Districts, and shall appoint one of said Brigadier Generals to the command of each of said Districts ; said board shall keep a record of its proceedings. Said Brigadier Generals shall be known as first, second, third and fourth Brigadier General, and their priority of rank shall be determined by lot, upon the first meeting of the Board ; said officers shall hold their office until the day of the next

general election for State officers, and until their successors are commissioned. An election shall again be held for said officers on the day of the next general election for State officers, and biennially thereafter; but the persons so elected shall hold their office until their successors are commissioned. Any vacancy occurring in either of said offices shall be filled by the appointment of the Governor, and the person so appointed shall hold his office until the next general election, and until his successor is commissioned. Any person appointed to fill a vacancy, or commissioned at an election subsequent to the first, shall take rank according to priority of commission.

Sec. 2. *Be it enacted*, That each of said Brigadier Generals shall appoint a day in each county of his district, commanding a general muster of all persons in said county liable to do military duty under this act, and the enrollers hereinafter appointed, shall deliver to the said Brigadier General the list of all persons so enrolled. At the said general muster, the Brigadier General, with the assistance of such person or persons as he may appoint, shall proceed to form the the said militia into companies of not less than sixty-four, nor more than one hundred. A list of the persons composing each company shall then be made out in writing; and the said Brigadier shall then and there order an election to be held for officers of the respective companies, by such persons as he may appoint, who shall make to him returns of said elections, as soon as held; said returns shall be transmitted to the Governor, who shall commission the persons elected, and deposit said returns in the office of the Adjutant-General. Immediately after the organization of the said companies, and before the issuance of said commissions, the Brigadier General shall instantly proceed to form the said companies into regiments—each regiment to contain not less than eight nor more than ten companies. The companies composing each regiment shall be numbered A B C and so on, and shall be entered on a list containing an enumeration of the same. When said regiments shall be organized, the said Brigadier shall immediately order an election for a Colonel, a Lieutenant-Colonel and a Major, for each regiment, and shall appoint the persons who shall hold the same; said persons shall make returns of said elections to the Brigadier, who shall transmit the same to the Governor, who shall issue the proper commissions, and deposit said returns in the office of the Adjutant-General. A majority of all the votes given shall be necessary to elect any company or regimental officer. Upon failure to elect in consequence of no person obtaining a majority of all the votes cast, another election or elections shall instantly be ordered, until a choice is secured. In case of a tie, the choice shall be determined by lot, drawn under the direction of the Brigadier General. Any person enrolled, who shall not answer to his name when called, shall be fined the

sum of five dollars. Any person not enrolled, who shall have had notice of said enrollment, or of the day of said general muster, and shall not present himself to the Brigadier or enroller, for enrollment, shall be fined five dollars. Should there be in any county persons liable to do duty under this act, more than sufficient to form one or more companies, the said Brigadier General may dispose of them in his discretion. Should there be in any county more companies than are required to form one or more regiments, the said Brigadier General may form them into battalions without reference to the number of companies, and order an election for officers as in other cases. The said Brigadier shall continue his organization of the militia as above provided, from day to day until the same be completed. Said company and regimental officers first elected, shall hold their offices until the next general election in this State, and until their successors are commissioned. Elections for said officers shall be held at the next general election, and biennially thereafter, and the persons so elected shall hold their offices until their successors are elected. Any vacancy occurring in company officers shall be filled by an election to be ordered by the Colonel or other commanding officer of the regiment, to whom the returns shall be made, and commissions obtained as in other cases. Any vacancy occurring in regimental officers shall be filled by an election ordered by the Brigadier General of the district within which said regiment is included, to whom the returns shall be made, and commissions obtained as in other cases. Persons elected to fill such vacancies, shall hold their offices until the next general election, and until their successors are commissioned.

Any officer authorized to order any election of any military officer except the election of Major and Brigadier General, under this act, shall appoint the necessary returning officers, inspectors and clerks, who shall be required to serve without pay, and if any person so appointed shall wilfully refuse to serve, he shall be liable to indictment, and shall be fined not exceeding one hundred dollars, or imprisoned not exceeding six months, or by both such fine and imprisonment, and it shall be the duty of the officer ordering such elections to report such failure to the Grand Jury of the proper county.

Sec. 3. *Be it enacted*, That the said Military Board shall have power to make rules and regulations in regard to the resignation of officers, the numbering of the different battalions, regiments and brigades, to define the duties of non-commissioned officers, and generally to perform such acts as they may deem necessary most effectually to carry into operation the design and provisions of this act and not in violation of the same. Said Brigadier Generals shall be paid the sum of — dollars for each day they may be in attendance upon the said Board.

Sec. 4. *Be it enacted,* That it shall be the duty of the Brigadier General to appoint two or more persons for each police district in each county of their respective districts, whose duty it shall be to enroll every free white male citizen or resident alien over the age of sixteen, and under fifty, and make report thereof to the said Brigadier General, within such time as said Brigadier may appoint; said persons shall be allowed the sum of two dollars per day for each day so employed, not to exceed five days in any case; said money shall be paid out of the Treasury of this State, upon the order of the Brigadier General, presented to the Auditor. Said Brigadier may remove any person so appointed, and appoint others, and may refuse to draw his order in favor of such persons, if he believes they have not faithfully discharged their duties. Any person so appointed, who shall fail faithfully to perform the duties here required of him shall be liable to indictment, and on conviction, shall be fined in a sum not less than one hundred dollars.

Sec. 5. *Be it enacted,* That after the organization of said companies, it shall be the duty of the Brigadier General to prepare a number of tickets equal to the number of each company composing his command. Said tickets to be as near as may be of equal size and color, and one-third thereof to be numbered one, and one-third numbered two, and one-third to be numbered three, when they shall be placed in a box or hat. The company roll shall then be called, and each member when his name is called, shall proceed to draw from the box or hat, one of said tickets, when the number of said ticket shall be set opposite his name, and so on through the company until all the tickets be drawn, and a like classification shall be made annually thereafter; and those of the first class shall be transferred into active service first, and those of the second class next, and those of the third class last. *Provided, however,* That neither of the classes shall be transferred to actual service either in the State or Confederate States longer than for twelve months at any one time; *And provided further,* That any person or member in either of said classes transferred to said service, shall have the privilege of substituting for himself an able-bodied person from either of the said classes, or otherwise, who shall be subject to all the duties of the person for whom he became a substitute; and the person thus obtaining a substitute from either of the other classes, shall take the position of the person thus obtained in the class to which he formerly belonged. That should any person fail or refuse from any cause whatever, after being enrolled under the provisions of this act, when his name is called as aforesaid, to draw a ticket from said box or hat as before provided, then and in that event it shall be the duty of the commanding officer to appoint some member to draw for the member so failing or refusing, when said number so drawn shall be set opposite the name of the member, as though he had drawn for himself, and

shall be classed accordingly. The original paper containing said classification of the various companies, shall be carefully preserved among the records of said company, and a copy thereof certified by the commanding officer, shall be returned to the office of the Adjutant General. A corrected list of said classification shall be returned to said office every six months from the date of the first classification. Any able-bodied free male citizen or or resident alien, of the age of 50 years or upwards, who may desire to be enrolled in the militia, shall be permitted to do upon application to the proper officer. Any person liable to militia duty, who shall produce a certificate of his inability to do so, from some apparent permanent cause, attested by a practising physician, and approved by the surgeon of the regiment,—after such shall be appointed,—shall be excused from said duty. Persons liable to perform militia duty moving into a captain's beat, and those arriving at the age of sixteen years after the first enrollment, shall report themselves for enrollment to the commanding officer of the company, and on failure so to do, they shall be find five dollars. Should such persons not report themselves, and the fact be brought to the knowledge of the commanding officer, he shall enroll such persons and give them notice of the same. Said persons, when so enrolled, shall at the next company drill, be classified in the manner herein provided. Notice to a person to attend any company, battallion, or regimental drill, shall be sufficient notice to such person of his enrollment. All additions of members, with their classifications, or other changes in the members of companies, shall be carefully kept and reported to the proper Brigadier General, who shall thereupon make his corrected list, to be returned to the Adjutant-General as before provided.

Sec. 6. Be it enacted, That every sergeant, corporal or private shall appear at any company, battallion or regimental drill, or call into service with the best gun of which he is the owner, or of which he is in possession, together with such military accoutrements as he may own or possess. Any person presenting himself at any drill, or upon service without a gun shall be required to state on oath, to be administered by the commanding officer, in presence of the company, that he is not the owner of a gun, or of a gun that is worth the repair, that he is unable to purchase, or otherwise obtain in his own right, a gun, and that he could not temporarily obtain one for the purpose of said drill, or other service, after having made reasonable efforts to do so: any person, who shall wilfully swear falsely, in regard to the said facts, shall be guilty of perjury, and on conviction shall be imprisoned in the Penitentiary not less than two years. Every person enrolled, is hereby required to appear at every drill, or other service with a gun, and keep his gun in good order and repair, for immediate use, and the same shall be subject to the inspection of the command-

ing officer or other officer, appointed by him for that purpose. Any person presenting himself at any drill, or for service, without a gun, or whose gun is not in good condition and repair, shall be summoned to appear before a court-martial to be held immediately after such drill, or other time in the discretion of the commanding officer, to be composed of the commanding officer and Lieutenants of said company or a majority of them, to answer for such default. On failure to excuse, a fine of five dollars shall be imposed upon said delinquent, for which a judgment may be rendered and an execution issued thereon against said party, which shall be directed to and collected by the orderly sergeant, in the same manner as executions are now required to be collected by sheriffs in civil cases. Said orderly shall make his return thereon to the commanding officer, and all fines collected shall be expended under the direction of the commanding officer for the benefit of the company. A record shall be kept by the commanding officer of all proceedings had in reference to the matters contained in this clause of this section. This clause shall not conflict with chapters IX and X of the Act to regulate the militia of this State, incorporated in this act, in relation to courts-martial, and the collection and appropriation of fines, but shall be an addition thereto, and applicable to the special matters in this clause contained.

Sec. 7. *Be it enacted*, That it shall be the duty of the commanding officers of the militia companies to assemble the same for parade and drill every other Saturday, beginning at 11 o'clock A. M., and continuing for at least three hours; and a battalion drill shall be had once in every eighth week, beginning at 11 o'clock, A. M., and continuing at least four hours.

Sec. 8. *Be it enacted*, That any private, corporal or sergeant, not appearing at a company, battalion or regimental drill, shall be fined the sum of three dollars, unless excused.

Sec. 9. *Be it enacted*, That any private, corporal or sergeant, who shall appear at any battalion or regimental drill, without a gun, or who shall appear with a gun not in good order and repair, for immediate use, shall be subject to the same examination by the commander of said battalion or regiment, and subject to the same penalty, to be determined in the same manner as provided for in the 6th section of this act, in relation to company drills. The collection and appropriation of fines as adjudged, to be collected and appropriated under the general provisions in relation to regimental courts-martial. The court-martial to be held immediately after said drill, as provided in the 6th section, shall consist of the commander of the battalion or regiment, and such other officers then present, as he may determine.

Sec. 10. *Be it enacted*, That upon call into active service of any class or classes of the militia, the same shall be conducted by and under the command of the then commanding officer of the com-

pany, and at least one Lieutenant, to the respective places at which the said militia may be required to rendezvous. Upon reaching their destination, the said class or classes shall be organized into companies, battalions, regiments and brigades, by a Brigadier General, assisted by such persons as he may appoint, and shall proceed to the election of the proper officers, as herein provided, in regard to the first organization of the militia. Said officers shall be commissioned as in other cases. Should any commissioned officer be included within any call into active service, or should any such officer volunteer to join any such active service, the vacancy thereby occasioned shall be filled and the person elected or appointed, hold his office as in other cases of vacancy. All companies, battalions, Regiments and brigades; shall retain their organization after any such call, in the same manner as if said call had not been made, except as herein provided, in relation to the appointment or election of officers.

Sec. 11. *Be it enacted*, That the officers of the militia subordinate to the Commander-in-Chief, in addition to the said Major General and four Brigadier Generals, shall be as follows: The staff of the Commander-in-Chief, to be appointed by himself, to consist of one Adjutant-General, with the rank of Colonel; one Chief of Ordnance, with the rank of Colonel; one Quarter-Master-General with the rank of Colonel; and one Aid-de-Camp, with the rank of Colonel. To each regiment there shall be one Colonel, one Lieutenant-Colonel, and one Major, with a staff to consist of one Adjutant, one Quarter-Master, one Surgeon, and one Judge Advocate, each with the rank of Captain; also, one Sergeant-Major, one Drum-Major, one Fife-Major and one Chaplain. The said staff officers shall be appointed by the Colonels of the regiments.

Sec. 12. *Be it enacted*, That the Brigade staff, consisting one Brigade Inspector, Judge Advocate, Quarter-Master, with the rank of Major, and one Aid-de-Camp, with the rank of Lieutenant, shall be appointed by the several Brigadier Generals. The regimental staff, consisting of one Adjutant, one Quarter-Master, with the rank of Captain, one Surgeon, one Judge Advocate, one Sergeant-Major, one Drum-Major, one Fife-Major, and one Chaplain, for each regiment, shall be appointed by the several Colonels. All staff officers who may be appointed shall hold their respective offices during the continuance of the officer from whom they received their appointment, unless such officer shall sooner vacate such appointment. Every commissioned officer, before he enters on the duties of his office, shall take the oath prescribed in the Constitution of the State, before some Judge of a Court of record, Justice of the Peace, some General or Field officer, who has previously taken it himself, and who shall then be authorized to administer the same, a certificate of the oath shall be endorsed on

the back of the commission, but no pay or fee given or received for administering any such oath or endorsement of certificate.

The commanding officer of each company shall appoint, by warrant under his hand and seal, five sergeants, four corporals, one drummer and one fifer, who shall serve for two years from the date of their appointment, unless vacated by promotions or drafts into actual service, or volunteering into the service of the State or Confederate States.

Sec. 13. *Be it enacted*, That every officer who shall remove out of the bounds of his command without tendering his resignation, and every officer who shall be absent from his command three months without leave from his immediate commanding officer, shall thereby vacate his office, and shall be liable to an indictment therefor in the Circuit Court of the county of his residence ; and upon conviction shall be fined in a sum not less than one hundred dollars. . An election shall immediately be ordered to fill such vacancy thus occurring.

Sec. 14. *Be it enacted*, That the Major-General shall make his headquarters in the city of Jackson, and shall devote his entire time and exclusive attention diligently to the performance of the duties of his position. It shall be his duty to report to the Commander-in-chief, whenever required, the number and condition of the militia and volunteer forces of the State, to arrest any Brigadier General against whom charges may be exhibited, and order a court-martial for his trial ; to review the volunteer and militia forces of the State at such times and places as he shall appoint, not less than twice in each year ; to obey all orders given him by the Commander-in-chief, and promptly and energetically to do and perform every act which shall in any way conduce to the immediate and complete organization, training and effectiveness of all the volunteer and militia forces of the State here placed under his general command. Upon his failure thus to perform the duties he assumes to discharge, he shall be liable to arrest by the Governor and trial for his neglect by a court-martial specially organized by the Commander-in-chief, and upon conviction thereof shall forfeit his office, which said forfeiture, the Governor, by proclamation, shall declare. The said Major General shall receive a salary of — dollars a year.

Sec. 15. *Be it enacted*, That the Adjutant-General shall receive for his services one thousand five hundred dollars a year.

Sec. 16. *Be it enacted*, That the Quarter-Master-General,—who shall also act as Commissary and Paymaster-General, and perform such other duties as may be required of him by the Governor or Military Board,—shall receive for his services fifteen hundred dollars a year. The said Quarter-Master is authorized to employ a clerk in his department, if the services of such clerk be demanded by the public interest, who shall receive not exceed-

ing the sum of one thousand dollars a year, and in that proportion for such time as he may be employed.

Sec. 17. *Be it enacted,* That all commissioned and staff officers of Brigades, for failure to comply with the provisions of this act, shall be fined one hundred dollars—Colonels, Lieutenant-Colonels, Majors and staff officers of the Colonel, for failure so to comply, shall be fined seventy-five dollars—Captains and Lieutenants, for failure so to comply, shall be fined fifty dollars—Orderly Sergeants for failure to discharge their duties as by this act required, shall be fined twenty-five dollars.

Sec. 18. *Be it enacted,* That the Governor or Military Board may receive and hear any appeal or application to them from the Governor of any State in the Confederate States, for military assistance, and shall act in regard to the same as in their judgment the interest of this State may require. They may also apply to the Governors of any such State for any assistance which they may deem the public necessities may demand.

Sec. 19. *Be it enacted,* That volunteer companies may be formed to consist of not less than sixty-four nor more than one hundred men, and to assume such name as they may select. Such companies shall be entitled to elect their captains and lieutenants, and the names of such officers so elected, together with a list of the members of such companies, shall be returned to the office of the Adjutant-General, and on receipt thereof, the officers so elected shall be commissioned by the Governor. Said company or companies, when so organized, shall be considered as thereby mustered into the service of the State of Mississippi, and shall be enrolled in the office of the Adjutant-General, in the order in which they are received. Said company or companies when so organized and enrolled, shall also be subject to be transferred by the Governor to the service of the Confederate States, for a term not longer than twelve months from the date of the said transfer, unless said company consent to a transfer for a longer time. The election of said officers may be held by any commissioned officer of the militia, in the county in which said company is organized, and the returns of said election and a list of said company shall be returned by him with his certificate appended thereto.

Sec. 20. *Be it enacted,* That all volunteer companies formed and enrolled under the foregoing section, shall be entitled to adopt a constitution and by-laws for their own government, and shall be exempted from the militia duty prescribed by this act.

Sec. 21. *Be it enacted,* That when a demand shall be made for troops by the President of the Confederate States, or other competent authority, upon the Governor of this State, the Governor shall order into the service of the said Confederate States, as many of said volunteer companies or regiments as may be necessary to comply with the said requisition. Should any such requisition not

be met by the volunteer companies so enrolled as aforesaid, the Governor is hereby authorized to transfer the number of troops necessary to complete the same, from the different counties of the State, in proportion to the number of their enrolled militia, or otherwise, as he may deem best. The Brigadier General shall have command of all volunteer companies within their respective brigades so long as they remain in detached companies.

Sec. 22. *Be it enacted*, That the Military Board shall form the volunteer companies that may be enrolled in the office of the Adjutant-General into such battalions, regimental or brigade districts, as they may deem advisable. When the number of enrolled companies required to form a regiment, shall exist in a regimental district, the Brigadier General commanding shall order an election for field officers for such regiment, and shall prescribe the time and place for holding the same. Said election shall be by ballot, and a majority of all the votes cast shall be necessary to a choice. The Brigadier General shall transmit to the Adjutant-General the returns of said election, and thereupon, commissions shall be issued by the Governor.

Sec. 23. *Be it enacted*, That the proper authorities of municipal corporations, may, by ordinance, require doors to be closed, and business to be suspended, during the hours occupied in any military drill, review or parade.

Sec. 24. *Be it further enacted*, That the only exemption from military duty excepting those who may present certificates as defined in the provisions of this act, shall be members of the Legislature, Treasurer, Secretary of State, Auditor, Attorney General, Judge of the High Court of Errors and Appeals, Clerk of the same, Judges and Clerks of the Circuit Courts, Probate Judges, Clerk of Probates, Boards of Police, Telegraph operators, and those exempted by the Confederate laws.

Sec. 25. *Be it further enacted*, That sections IX and X of chapter 34, of the Revised Code, defining the organization, powers and duties of courts-martial, are hereby declared to be a part of this act; and all fines imposed thereby shall be collected and appropriated as therein prescribed. No property of any delinquent shall be exempt from seizure and sale to satisfy such fines. Should any warrant, issued to collect the same be returned *nulla bona*, the proper court-martial may impose such military discipline upon said defaulter, as in their discretion may be deemed reasonable and proper.

Sec. 26. *Be it further enacted*, That all other acts and parts of acts in relation to the volunteer and militia system of this State, are hereby repealed, and also, "an ordinance to regulate the military system of the State of Mississippi," adopted January 23, 1861, and this act, with said sections IX and X of chapter 34, of the Revised Code, shall constitute the entire law in relation to the military system of the State of Mississippi.

Sec. 27. *Be it further enacted*, That the Governor is hereby required to have one thousand copies of this act, together with sections IX and X, of chapter 34, of the Revised Code, printed in pamphlet form, and distributed to the various military officers in this State.

Sec. 28. *Be it further enacted*, That this act shall take effect and be in force from and after its passage.

On motion of Mr. Ellett,

The report of the committee was received and agreed to.

On motion of Mr. Ellett,

The bill reported was taken up and the amendment reported by the committee was adopted.

On motion of Mr. Ellett,

The constitutional rule was suspended, the bill considered as engrossed, read a third time and passed as amended, the title standing as stated.

Mr. Thames, from the Committee on Enrolled Bills, made the following report :

MR PRESIDENT—

The Committee on Enrolled Bills have examined an act to amend an act approved February 28, 1856, entitled an act to amend an act approved March 16th, 1852, for the reclamation of the swamp and overflowed public lands, and for the improvement of the navigation of the various rivers and streams in this State, so far as the same relates to the county of Coahoma, and for other purposes.

Also, a resolution to appoint delegates to the Southern Planters Convention to be held at Memphis on the 16th December next, and find them correctly enrolled.]

On motion of Mr. Ellett,

The bill which was made the special order for Monday the 25th inst., at 11 o'clock, entitled

An act to provide for filling vacancies in certain public offices,
Was called up and put upon its third reading.

Mr. Neill offered the following amendment, by way of rider:

Provided, That this act shall not affect Sheriffs and Clerks of the Circuit and Probate Courts who have or may hereafter within sixty days, provide deputies for the faithful discharge of their respective offices, under the same rules, obligations, penalties and restrictions as are now provided by law in relation to their principal.

Mr. Luckett offered the following amendment:

And provided, That this act shall not apply to Judges of the Circuit Courts of this State.

Pending the discussion of the bill and amendments above mentioned,

The following message was received from the House of Representatives :

MR PRESIDENT—

The House has concurred in the Senate Resolution to authorize the Chief of Ordnance to furnish accoutrements to Fireside Defenders.

On motion,

The Senate adjourned until 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The Senate met pursuant to adjournment,

The consideration of the bill, rider, and amendment to the same, which was pending when the Senate adjourned, was resumed.

Pending the discussion of the same,

The following message was received from the House :

MR PRESIDENT—

The House has passed the following entitled Senate bill :

An act to amend an act entitled an act to incorporate the Mississippi Central Railroad Company, approved March 10, 1852.

Also, the following entitled House bills :

An act authorizing the Auditor to issue his warrant on the Treasurer, for seventy-one dollars and sixty cents, in favor of the Jackson Gas Light Company, for balance due on chandeliers and fixtures furnished the State capitol.

An act for the relief of W. T. Huggins.

An act for the relief of Thos. S. Parker, of Clarke county.

An act to reduce the price of swamp and overflowed lands in Jackson county.

The House has adopted the following joint resolution :

Resolved, (the Senate concurring,) That the two houses meet in the Representatives Hall on Saturday, the 30th inst., at 11 o'clock, A. M., to elect a Superintendant and Clerk of the Penitentiary, and State Librarian.

In which the concurrence of the Senate is desired.

Mr. McLain moved to postpone indefinitely the bill, rider, and amendment to the same, just under consideration.

Pending which,

Mr. Oliver moved to postpone for the present the further consideration of the subject, to allow him to bring another matter before the Senate.

The matter was informally passed over.

When, on his further motion,

The vote taken yesterday concurring in a joint resolution of the

House, requesting the joint Committee on Enrolled Bills to withhold from enrollment a House bill entitled an act making the Treasury notes issued under an ordinance of the Convention receivable in payment of dues to the State, &c., was reconsidered by the Senate.

Whereupon, Mr. Phelan offered the following resolution :

Be it resolved by the Senate, That the House of Representatives be informed that the message received from the House, in relation to a bill providing for the issuance of certain Treasury notes, was not accompanied by the said joint resolution ; and that the House be requested to transmit to the Senate the said joint resolution, to the end that the said joint resolution may be acted on by the Senate when the said paper is present.

Mr. Oliver offered the following resolution as a substitute for the one offered by Mr. Phelan :

Resolved That the Secretary inform the House that the Senate has reconsidered the vote of the Senate concurring in the joint resolution withholding in the hand of the committee of enrollment a bill to authorize the payment of certain Treasury notes authorized to be issued by the Convention.

Said substitute was adopted.

On motion,

The Senate adjourned until to-morrow morning at 9 o'clock.

FRIDAY, November 29th, 1861.

Senate met pursuant to adjournment.

Prayer by the Rev. Mr. McLain.

The journal of yesterday was read and approved.

Mr. Oliver, by leave, called up the joint resolution of the House requesting the joint committee on Enrolled Bills to withhold from enrollment a House bill to be entitled "an act making the Treasury notes, issued under an ordinance of the Convention, receivable in payment of dues to the State," etc.

And on his motion,

The Senate refused to concur in said resolution.

Mr. Oliver offered the following resolution, which was adopted:

Resolved, That the Secretary be requested to inform the House of Representatives that the Senate has refused to concur in the

joint resolution proposed by the House to withhold in the hands of the committee of enrollment a bill which has passed both Houses in relation to certain Treasury notes ordered to be issued by the Convention.

Mr. Thames, from the Committee on Enrolled Bills, made the following report :

MR PRESIDENT—

The Committee on Enrolled Bills have examined a resolution to authorize the Chief of Ordnance to furnish accoutrements to Fire-side Defenders, and find the same correctly enrolled.

Mr. Gordon, from the Committee on the Judiciary, made the following report, which was received and agreed to :

MR PRESIDENT—

The Committee on the Judiciary, to whom was referred the bill to be entitled "an act for the relief of the Register and Receiver of the Land Office at Washington, Mississippi," have had the same under consideration and have instructed me to report the same without amendment, and recommend that it do pass.

On motion of Mr. Gordon,

The bill indicated in the above report was taken up and passed, the title standing as stated.

Mr. Pegram, from the Committee on the Auditor's Office, made the following report.

MR PRESIDENT—

The Joint Committee appointed to examine the Auditor's Office, have instructed me to report :

That upon our application at the Auditor's Office, for the purpose of said examination, we were informed by the Auditor *pro tem.*, that the books were so far behind that we could not examine them, and that by the time the books were ready for examination, a joint committee had been appointed by the two Houses. to examine said Auditor's Office in vacation ; and further, that as said committee first appointed, could not make a complete but partial examination before the adjournment of the Legislature, in their opinion it would be better to leave the entire examination to the last appointed, to examine in vacation, and said committee first appointed ask to be excused from the further consideration of examining said Auditor's Office, and ask to be discharged.

On motion of Mr. Starke,

The report was laid on the table.

Mr. Buck moved to call from the table,

A bill to be entitled "an act to amend an act entitled an act to aid in repairing and perfecting the Levee of the Mississippi river in the counties of De Soto, Punica, Coahoma, Bolivar, Washington and Issaquena," approved December 2d, 1858,

Which motion was lost.

Mr. Oliver moved to call up House bill entitled,

"An act to procure private arms for the use of the State," which was carried and the bill taken up.

Mr. Mims offered the following amendments, which were adopted :

"Amend by inserting the word "loan" after the word "gift," in the 7th line of the first section."

"Amend 2d line in second section by striking out "the most influential" and inserting "competent."

Mr. Neill offered the following resolution which was adopted :

Resolved, That the bill under consideration be referred to a special committee with instructions to report an amendment, pressing into the service of the State all the available arms belonging to its citizens, at a fair valuation, except one gun for each head of a family, or for each male liable to military duty.

of Mr. Huie moved to lay the bill and amendments and resolution

Mr. Neill on the table,

Which was lost.

Mr. Neill moved to recommit the bill to a select committee of three—which was carried.

Messrs. Wilson, Oliver and Mims were appointed said committee.

The following message was received from the House :

MR PRESIDENT—

The House of Representatives has passed the following entitled bills :

An act to incorporate the Hebrew Benevolent Association "Aushi-Chassed" of the city of Vicksburg.

An act to reduce the taxes of Hancock county, and for other purposes.

An act to incorporate Cooper's Wells in Hinds county.

An act to res.ore to market certain lands therein mentioned.

An act for the relief of Burwell McManus of Pontotoc county.

An act to encourage the making of pure wine in the State of Mississippi.

On motion of Mr. Ellett,

The unfinished business of yesterday was called up, to-wit :

"An act to provide for filling vacancies in certain Public offices."

Pending the discussion of the above bill the following message was received from the House :

MR PRESIDENT—

The House of Representatives have passed a bill,

To be entitled an act to authorize the Boards of Police of the

counties of Washington and Bolivar to issue scrip in payment of work done upon the levees of said counties,

In which the concurrence of the Senate is desired.

On motion of Mr. Ellett,

The Senate adjourned until 3 o'clock, P. M.

THREE O'CLOCK, P. M.

Senate met pursuant to adjournment,

And resumed the consideration of the subject before them when they adjourned.

Mr. Brown moved the previous question on the motion of Mr. McLain to postpone the bill and amendments,

Which was sustained.

Messrs. Luckett, Griffin and Ellett called for the ayes and noes, which resulted as follows :

AYES—Mr President, Messrs. Bowles, Brown, Cummings, Davis, Jordan, Luckett, McLain, Mims, Neill; Pegram, Phelan, Poindexter, Quin, Taylor and Thames—16 votes.

NOES—Messrs. Buck, Ellett, Griffin, Greer, Huie, Oliver, Starke, Taliaferro and Wilson—9 votes.

And the bill and amendments were indefinitely postponed.

The following message was received from the House of Representatives:

MR PRESIDENT—

The House of Representatives have passed a Senate Bill to be entitled an act for the relief of the Register and Receiver of the Land Office at Washington, Mississippi,

Which is herewith transmitted to the Senate.

Mr. Brown, from the Committee on Engrossed Bills, made the following report:

MR PRESIDENT—

The Committee on Engrossed Bills beg leave to report that they have examined the bill to be entitled "an act to revise and reduce into one the Militia and Volunteer Laws of this State, and find the same correctly engrossed.

Mr. Luckett asked leave to present a resolution, which was adopted:

Resolved, That the Judiciary Committee be instructed to enquire into the expediency of repealing article 5, section 2 of chapter 43d of the Revised Code, so far as said article relates to damages upon foreign bills of exchange heretofore drawn and protested for non-acceptance; and also that said committee be instructed

to enquire into the expediency of providing, by law, for the postponement of the collection of all fines and forfeitures until twelve months after the termination of the existing war—and that they report as speedily as possible by bill or otherwise.

Mr. Starke, from the Committee on Internal Improvements, made the following report, which was received and agreed to :
MR PRESIDENT—

The Committee on Internal Improvements to whom was referred the bill “to be entitled an act to incorporate the Ferrall Bridge Company,” have instructed me to report the same back and recommend its passage.

On motion of Mr. Starke,

The bill indicated in the above report was taken up,

And on his further motion, the constitutional rule was suspended, the bill read a third time and passed, the title standing as stated.

Mr. Starke asked leave to introduce a bill to be entitled,

“An act to amend article 58, section 11, chapter 33 of the Revised Code, entitled an act in relation to slaves, free negroes and mulattoes, which was read.

On motion of Mr. Starke,

The constitutional rule was suspended, the bill read a second time by its title and referred to the Committee on the Judiciary.

Mr. Huie presented the claim of John Welbacks, which was referred to the Committee on Claims, without being read.

Mr. Jordan, by leave, introduced a bill to be entitled,

“Proposition to amend the charter of the Columbus Life and General Insurance Company,”

Which was read.

On motion of Mr. Jordan,

The constitutional rule was suspended, the bill read a second time by title and referred to a select committee of three.

The President appointed Messrs. Jordan, Oliver and Gordon said committee.

Mr. Gordon called up a House joint resolution requesting the Senate to meet in joint convention on Saturday, the 30th, for the purpose of electing a Superintendent and Clerk of the Penitentiary and Keeper of the Capitol.

Mr. Gordon moved to strike out “Saturday, 30th November,” and insert “Tuesday, 3d December,” which was adopted.

Mr. Wilson moved to strike out “Librarian,” and insert “Keeper of the Capitol,” which was adopted.

Mr. Brown asked leave to call from the House messages, a bill entitled

“An act to extend the provisions of an act to prohibit the sale and gratuitous distribution of vinous, spirituous and fermenting liquors within four miles of Westville Seminary, in Simpson coun-

ty, and for other purposes, to Police district, No. 3, in Simpson county," which was read,

And on motion of Mr. Brown,

The constitutional rule was suspended, the bill read a second and third time and passed, the title standing as stated.

Mr. Davis called up House bill entitled,

"An act for the relief of B. F. Johnson, *et. al.*, of Yallobusha county," which was read.

On motion of Mr. Davis,

The constitutional rule was suspended and the bill read a second time by its title,

And on motion of Mr. Gordon, was referred to the Judiciary Committee.

Mr. Davis called up House bill entitled,

"An act for the relief of the Common School Fund of township 22, range 8 east, in Calhoun county," which was read.

On his motion,

The constitutional rule was suspended, the bill read a second and third time and passed, the title standing as stated.

Mr. Pegram called up House bill entitled,

"An act to limit the compensation of the Treasurer of Tippah county," which was read,

On motion of Mr. Pegram,

The constitutional rule was suspended, the bill read a second time by its title.

Mr. Pegram offered the following amendment to said bill, which was adopted :

Strike out the words "from and after its passage" and insert "when the present incumbent's term of office shall expire."

On motion of Mr. Pegram,

The bill was read a third time under suspension of the rule and passed as amended, the title standing as stated.

Mr. Pegram called up House bill entitled,

"An act to reduce the salary of the Judge of Probate of Tippah county."

On motion of Mr. Pegram,

The constitutional rule was suspended, the bill read a second time by its title.

Mr. Pegram offered the following amendment, which was adopted :

Amend by striking out "from and after its passage" and insert "from and after the 1st day of January, 1863."

On motion of Mr. Pegram,

The rule was suspended, the bill read a third time and passed as amended, the title standing as stated.

On motion of Mr. Wilson,

The Senate adjourned until to-morrow morning, 9 o'clock.

SATURDAY, Nov. 30th, 1861

Senate met pursuant to adjournment.

The journal of yesterday was read and approved.

Leave of absence was granted to Messrs. Buck, Brown, Mims, McLain and Neill.

On motion of Mr. Brown,

Mr. Taylor was added to the Committee on Engrossed bills in place of Mr. Ranken.

Mr. Greer presented the petition of many citizens of Marshall county in relation to extortions by speculators,

Which was read,

And on his motion, referred to the Committee on the Judiciary.

Mr. Ellett, from the Committee on the Judiciary, made the following report, which was received and agreed to :

MR PRESIDENT—

The Committee on the Judiciary to whom was referred a House bill entitled "an act to amend the several acts relative to the Swamp and Overflowed lands in the counties of Hancock, Marion, Lauderdale, Copiah and Simpson," have considered the same and have instructed me to report the said bill back, and to recommend that the same do not pass.

Mr. Greer, from the joint standing Committee on Claims, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The joint standing Committee on Claims, to whom was referred a bill to be entitled an act for the relief of Wm. H. Moon, Itawamba county, have had the same under consideration, and have instructed me report the same back to the Senate and recommend that it do not pass.

Mr. Ellett, from the Committee on the Judiciary, made the following report,

Which was received and agreed to:

MR PRESIDENT—

The Committee on the Judiciary, to whom was referred a House bill entitled an act appropriating the Swamp Land Fund of Polk county for the relief of the families of volunteers, have had the same under consideration, and have instructed me to report the same back, and to recommend that it do not pass.

Mr. Ellett, from the same committee, made the following report, which was received and agreed to.

MR. PRESIDENT—

The Committee on the Judiciary, to whom was referred a House bill entitled an act to enable Mrs. Elitha R. Baley to make a will, have considered the same, and have instructed me to report the said bill back and to recommend that it do not pass.

Mr. Ellett, from the Judiciary Committee, made the following report, which was received and agreed to :

MR. PRESIDENT—

The Committee on the Judiciary to whom was referred a House bill entitled an act to authorize persons claiming and occupying certain land under the Trustees of the Jefferson College, and held by the State as Internal Improvement Land, to enter the same, have duly considered the subject, and have instructed me to report the same back, and to recommend its passage.

On motion of Mr. Ellett,

The bill referred to was taken up, the constitutional rule suspended, the bill considered as engrossed, read a third time and passed, the title standing as stated.

Mr. Ellett, from the Judiciary Committee, made the following report, which was received and agreed to :

MR. PRESIDENT—

The Committee on the Judiciary to whom was referred a bill entitled an act in relation to evidence of title in certain cases, have had the same under consideration, and have instructed me to report the said bill back with the following amendments, to-wit :

Strike out the words "and prior to the commencement of hostilities between the United States and Confederate States, and insert in lie thereof, the words "in cases where the entry was made, and the land paid for, before the said ninth day of January, A. D., 1861;"

And to recommend the adoption of the said amendment, and the passage of the bill as amended.

On motion of Mr. Ellett,

The bill was taken up and the amendment as above, adopted.

On his further motion,

The constitutional rule was suspended, the bill considered engrossed, read a third time and passed as amended, the title standing as amended.

Mr. Ellett, from the same committee, made the following report, which was received and agreed to :

MR. PRESIDENT—

The Committee on the Judiciary, to whom was referred a Senate bill entitled an act to amend the 3d section of the 48th chapter of the Revised Code, have duly considered the same, and have in-

structed me to report the said bill back, and to recommend its passage.

On motion of Mr. Ellett,

The bill was taken up,

On his further motion, the rule was suspended, the bill read a third time and ordered to be engrossed, and passed, the title standing as stated.

Mr. Ellett, from same committee, made the following report, which was received and agreed to:

MR. PRESIDENT—

The Committee on the Judiciary to whom was referred a House bill entitled an act to change the name of Sarah S. Downs, and for other purposes, have considered the same, and have instructed me to report back the said bill, and to recommend that it do not pass.

Mr. Ellett, from the same committee, made the following report, which was received and agreed to:

MR. PRESIDENT—

The Committee on the Judiciary to whom was referred a Senate bill entitled an act to prevent the removal of property from this State upon which there is a lien, and for other purposes, have considered the same, and have instructed me to report the said bill back and to recommend that it do not pass.

Mr. Ellett, from the same committee, made the following report,

Which was received and agreed to:

MR. PRESIDENT--

The Committee on the Judiciary to whom was referred an act to amend chapter 60 of the Revised Code of Mississippi for the establishment of Probate Courts and the proceedings therein, have had the same under consideration and have instructed me to report the said bill back and to recommend that it do not pass.

Mr. Ellett, by leave, introduced a bill to be entitled an act to provide for the accomodation of the courts of the Confederate States,

Which was read.

On his further motion,

The constitutional rule was suspended, the bill read a second and third time and passed, the title standing as stated.

Mr. Starke, by leave, introduced a bill to be entitled,

An act to amend an act entitled an act to provide for the better security of titles to lands held and claimed under tax sale and tax titles, approved February 10, 1860, and for other purposes.

On motion of Mr. Starke,

The constitutional rule was suspended, the bill read a second time by its title, and referred to the Judiciary Committee.

Mr. Griffin, by leave, presented a memorial* for the relief of Rufus A. Bean, Allen White, and others, which,

On motion of Mr. Huie,

Was referred to the Committee on Claims, without being read.

Mr. Phelan, by leave, introduced a bill to be entitled,

An act authorizing the issuance of Treasury notes as advances upon cotton, which was read,

Mr. Starke moved to dispense with the constitutional rule, and the bill be read a second time by its title; carried.

On motion of Mr. Greer,

The bill was laid on the table.

On motion of Mr. Oliver,

The special order for last Wednesday, the 27th inst., to-wit: an act to establish a Banking Company in this State; to be called the Bank of Mississippi, and an act to provide for the defence of the State, were made the special order for Tuesday, the 3d Dec., 1861, at 11 o'clock, in Committee of the Whole.

On motion of Mr. Starke,

The bill offered by Mr. Phelan, entitled an act authorizing the issuance of Treasury notes as advances upon cotton, was called from the table and made the special order for Tuesday, the 3d December, 1861, in Committee of the Whole, at 3 o'clock, P. M.

The following message was received from the House of Representatives:

MR PRESIDENT—

The House of Representatives have concurred in the Senate amendments to the House resolution in relation to the election of a Superintendent and Clerk of the Penitentiary, and State Librarian.

The following message was received from His Excellency, John J. Pettus, Governor of the State of Mississippi, through his private Secretary, John H. Echols:

EXECUTIVE OFFICE,
Jackson, Miss., Nov. 30, 1861. }

MR PRESIDENT—

His Excellency the Governor has this day signed and approved the following Senate bills and resolutions:

An act to amend an act approved February 28th, 1856, entitled an act to amend an act approved March 16th, 1852, for the reclamation of the Swamp and Overflowed public lands, and for the improvement of the navigation of the various rivers and streams in this State, so far as the same relates to the county of Choctaw,

and for other purposes.

An act to repeal an act entitled an act to prohibit the sale of spirituous and vinous liquors in the town of Houston, in the county of Choctaw, approved December 3d, 1858.

Resolutions appointing certain committees.

Resolution to authorize the Chief of Ordnance to furnish accoutrements to the Fireside Defenders.

Resolution appropriating cartridge boxes to the Smith Quitman Rifles.

Resolution to appoint delegates to the Southern Planters Convention to be held at Memphis, on the 16th December next.

The following message was received from the House of Representatives :

MR. PRESIDENT—

The House of Representatives have passed bills with the following titles :

An act for the relief of O. W. Shipp, of Calhoun county.

An act for the relief of W. T. Baldwin, of Tippah county.

An act for the benefit of Wm. Connor.

A joint resolution for the promotion of not only our political, but of our material prosperity and independence.

In which the concurrence of the Senate is desired.

On motion of Mr. Starke,

The House bill entitled an act to authorize the Board of Police of Bolivar county to remunerate the Clerk of said Board for extra services, was read.

On his further motion,

The constitutional rule was suspended and the bill read a second time by its title.

Mr. Starke offered the following amendment, which was adopted :

Amend by adding the following additional section :

Be it enacted, That the provisions of this act shall extend to the county of Issaquena.

On motion of Mr. Starke,

The constitutional rule was farther suspended, the bill read a third time and passed, the title standing as stated,

On motion of Mr. Starke,

The House bill entitled an act to amend an act entitled an act to increase the fee for apprehending runaway slaves in the county of Tunica, Coahoma, Bolivar, Washington and Issaquena.

Was read the first time.

On motion of Mr. Starke,

The constitutional rule was suspended and the bill read a second time by its title.

On motion of Mr. Oliver,

The following amendment was adopted :

Strike out the words "or the Jail of said county."

On motion of Mr. Starke,

The constitutional rule was suspended, the bill read a third time and passed as amended, the title standing as stated.

On motion of Mr. Starke,

The House bill entitled an act to declare Bogue Phalia and its branches, in the counties of Bolivar and Washington, navigable streams, was read.

On motion of Mr. Starke,

The constitutional rule was suspended and the bill read a second time by its title.

Mr. Luckett offered the following amendment, which was adopted :

Amend by striking out the last section.

On motion of Mr. Starke,

The constitutional rule was suspended, the bill read a third time and passed as amended, the title standing as stated.

Mr. Poindexter, by leave, introduced a bill to be entitled,

An act in relation to warrantees on the sale of slaves.

On motion of Mr. Poindexter,

The constitutional rule was suspended, the bill read a second time by its title, and referred to the Committee on the Judiciary.

On motion of Mr. Oliver,

The House messages were taken up in their order.

A House bill entitled an act to authorize the Secretary of State to sell certain swamp and overflowed land, was taken up and read.

No further action being taken thereon, it was placed on the calendar for a second reading.

A House bill entitled an act for the benefit of John E. Green, and Wm Bridges, was taken up and read.

On motion of Mr. Wilson,

The constitutional rule was suspended, the bill read a second time by its title, and laid on the table.

A House bill entitled an act to confirm the location of swamp and overflowed land in Greene and Jackson counties, and for other purposes, was read.

On motion of Mr. Wilson,

The constitutional rule was suspended, the bill read a second time by its title, and laid on the table.

A House bill entitled an act to secure the payment of all sums borrowed of the school fund in township 21, range 9, east, was read.

On motion of Mr. Oliver,

The constitutional rule was suspended, the bill read a second and third time by its title and passed, the title standing as stated.

A House bill entitled an act to authorize Jas. E. Quin, Thos.

C. Raspberry, and Wm. A. L. Harris, to make a will, was read.

On motion of Mr. Huie,

The constitutional rule was suspended and the bill read a second time.

On motion of Mr. Wilson,

The bill was laid on the table.

A House bill entitled an act for the relief of David Black, was read.

On motion of Mr. Ellett,

The bill was indefinitely postponed.

A House bill to be entitled an act for the relief of J. Duncan Davis, of Hancock county, was read.

On motion of Mr. Gordon,

The constitutional rule was suspended, the bill read a second and third time and passed, the title standing as stated.

A House bill entitled an act to reduce the county tax of Greene county, was read.

On motion of Mr. Gordon,

The bill was laid on the table.

A House bill entitled an act to license billiard tables in the counties of Rankin, Hinds, Adams, Wilkinson, Franklin, Tunica, and Bolivar, was read.

On motion of Mr. Quin,

The constitutional rule was suspended, the bill read a second time, and laid on the table.

A House bill to be entitled an act to amend chapter 5 of the Revised Code, was read.

On motion of Mr. Wilson,

The constitutional rule was suspended, the bill read a second time by its title, and referred to the Judiciary Committee.

A House bill entitled an act to amend an act entitled an act to regulate the working of roads in Adams county, approved December 3d, 1858, was read.

On motion of Mr. Gordon,

The constitutional rule was suspended, the bill read a second time, and laid on the table.

A House bill entitled an act to amend chapter 23 of the Revised Code, so far as regards the county of Adams, was read.

On motion of Mr. Gordon,

The constitutional rule was suspended, the bill read a second and third time, and passed, the title standing as stated.

A House bill entitled an act to reduce the county tax of Lauderdale county, was read.

On motion of Mr. Thames,

The constitutional rule was suspended, the bill read a second and third time and passed, the title standing as stated.

Mr. Starke, by leave, called up a Joint House resolution relative

to the introduction of new business, which was read.

Mr. Griffin moved to concur in said resolution, which was lost.

On motion of Mr. Starke,

The resolution was laid on the table.

A House bill to be entitled an act to revise article 12, chapter 8, of the Revised Code, so far as it relates to Jasper county, and for other purposes, was read.

On motion of Mr. Ellett,

The constitutional rule was suspended, the bill read a second and third time and passed, the title standing as stated.

Mr. Jordan, by leave, introduced a bill to be entitled an act to amend chapter 64, section 10, of the Revised Code, relative to the circulation of small bills, and for other purposes, which was read.

On motion of Mr. Gordon,

The constitutional rule was suspended, the bill read a second time by its title.

Mr. Gordon offered the following amendment :

Amend by inserting after the word "indicated" in the second line of the second section, the following provisos :

Provided, That all amounts under one dollar shall remain under and be subject to the provisions of the above recited act, in the same manner as if this act had not been passed. *And Provided further*, That no half bill under the denomination of Five Dollars shall be circulated under the same penalty mentioned in said act.

Mr. Luckett offered the following amendment :

Insert after the word "peace," in the first section, the words "or otherwise."

On motion of Mr. Oliver,

The bill and amendments were made the special order of the day for Tuesday, the 3d December, at 3 o'clock, P. M.

On motion of Mr. Starke,

The Senate adjourned until three o'clock, P. M.

THREE O'CLOCK, P. M.

The Senate met pursuant to adjournment.

Mr. Davis, by leave, called from the regular orders a joint resolution for the promotion of not only our political but of our material prosperity and independence, which,

On motion of Mr. Davis,

Was concurred in.

Mr. Ellett called from the table a House bill entitled an act to reduce the county tax of Greene county.

On motion of Mr. Ellett,

The constitutional rule was suspended, the bill read a second and third time, and was rejected.

Mr. Gordon called from the table an act to amend an act entitled an act to regulate the working of roads in Adams county, approved December 3d, 1858.

On motion of Mr. Gordon,

The constitutional rule was suspended, the bill read a second and third time and passed, the title standing as stated.

Mr. Greer called from the table a House bill entitled an act for the relief of Wm. H. Moore, of Itawamba county.

On motion of Mr. Cummings,

The constitutional rule was suspended, the bill read a second and third time and passed, the title standing as stated.

Mr. Quin moved the Senate adjourn until 9 o'clock, Monday December 2d, which was lost.

A House bill entitled an act to amend an act entitled an act to modify the collection laws of this State, was taken up.

On motion of Mr. Oliver,

The bill was indefinitely postponed.

A bill entitled an act to amend an act entitled an act to amend an act to modify the collection laws of this State approved August 5th, 1861, was taken up.

Also, an act to amend an act entitled an act to modify the collection laws of this State, approved August 5th, 1861, was taken up.

On motion of Mr. Ellett,

Both bills were made the special order of the day for Monday, 2d December, at 10 o'clock.

A House bill entitled an act to reduce the salary of the Probate Judge of Tishomingo county, was read.

On motion of Mr. Taylor,

The constitutional rule was suspended, the bill read a second and third time and passed, the title standing as stated.

A House bill entitled an act in relation to the school fund of Jackson county, was read.

On motion of Mr. Drane,

The constitutional rule was suspended, the bill read a second time by its title, and ordered to be placed on the calendar.

Mr. Thames, by leave, called up out of its order a House bill entitled an act for the relief of Isham Dansby, of Newton county, which was read.

On motion of Mr. Thames,

The constitutional rule was suspended, the bill read a second and third time and passed, the title standing as stated.

Mr. Davis called up, out of its order a House bill entitled an act to amend the common school law of Yallobusha county, which was read.

On motion of Mr. Davis, the constitutional rule was suspended,

the bill read a second and third time and passed, the title standing as stated.

A House bill entitled an act for the relief of Zenias A. Clark, was taken up out of its order.

On motion of Mr. Davis, the constitutional rule was suspended, the bill read a second and third time and passed, the title standing as stated.

Mr. Drane called from the table a House bill entitled an act to confirm the location of Swamp and Overflowed land in Greene and Jackson counties, and for other purposes, which was read.

On motion of Mr. Drane,

The constitutional rule was suspended, the bill read a second and third time and passed, the title standing as stated.

On motion of Mr. Starke,

The Senate adjourned until Monday, December 2d, 1861, at 9 o'clock, A. M.

MONDAY, December 2nd, 1861.

Senate met pursuant to adjournment.

Prayer by Rev. Mr. McLain.

On a call of the roll, no quorum appearing,

Mr. Ellett moved a call of the Senate, which was sustained.

On motion of Mr. Ellett, the further call of the Senate was suspended.

On motion of Mr. Gordon,

Leave of absence was granted Mr. Poindexter.

The journal of Saturday was read and approved.

Mr. Ellett, from the Committee on the Judiciary, made the following report, which was received and agreed to :

MR PRESIDENT—

The Committee on the Judiciary, to whom was referred a Senate bill entitled an act to regulate the action of the Probate Courts in certain cases, have considered the same, and have instructed me to report back said bill with an amendment, striking out all after the enacting clause, and inserting the substitute herewith reported, and to recommend the adoption of the said amendment, and the passage of the bill as amended.

On motion of Mr. Ellett, the bill was taken up and read.

The following are the amendments to the bill reported by the committee, which were adopted.

Amend by striking out all after the enacting clause and inserting—

That it shall not be lawful for any member of the Board of Police of any county in this State to take or be interested in any contract for any public work within the county at any time while he shall be a member of such board—and any person offending against the provisions of this act shall be liable to indictment, and on conviction, shall be fined not exceeding five hundred dollars or imprisonment not exceeding six months, and such contract shall be void.

Amend by inserting after the word "State" in the third line the words "or any Levee Commissioner," and also insert after the word "board," in the sixth line the words "or while he shall be such Commissioner."

On motion of Mr. Ellett,

The constitutional rule was suspended, the bill read a second and third time and passed, the title standing as stated.

On motion of Mr. Phelan,

Leave of absence was granted Mr. Greer.

Mr. Ellett, from the Committee on the Judiciary, made the following report, which was received and agreed to:

MR PRESIDENT—

The Committee on the Judiciary, to whom was referred a bill entitled "an act to regulate the payment of taxes and for other purposes," have considered the same, and have instructed me to report the said bill back, and to recommend its passage.

On motion of Mr. Buck, the bill was taken up and read.

On his further motion, the constitutional rule was suspended, the bill read a second and third time and passed, the title standing as stated.

Mr. Taylor, from the Committee on Engrossed bills, made the following report,

Which was received and agreed to:

The Committee on Engrossed Bills, to whom was referred "a bill to be entitled an act in relation to evidence of title in certain cases," have examined the same and find it correctly engrossed.

On motion of Mr. Pegram,

A House bill entitled "an act to reduce the county tax of Green county," which was rejected on Saturday the 30th, moved the vote was reconsidered.

On motion of Mr. Ellett, the vote taken on its third reading was reconsidered.

On motion of Mr. Ellett, the bill was read a third time and passed.

On motion of Mr. Ellett, the Special Order for this day at ten o'clock, was taken up, to-wit :

"An act to amend an act entitled an act to modify the collection laws of this State," approved Aug. 5th, 1861.

Also, "An act to amend an act entitled an act to modify the collection laws of this State," approved Aug. 5th, 1861.

Messrs. Jordan, Ellett and Huie, introduced various amendments to the first aforesaid special order, to be read for information.

On motion of Mr. Drane, the whole subject was recommitted to the Judiciary Committee.

On motion of Mr. Lucket, the last aforesaid order was also referred to same committee.

The following message was received from the House :

MR PRESIDENT—

The House has passed the following entitled Senate bills :

An act to extend an act entitled an act to regulate the fees of the Clerk of the Circuit and Chancery Courts of the county of Hinds, to the county of Washington.

An act to remove the civil disabilities of John Estelle Tarpley, a minor of the county of Hinds, so far as to allow him to make a last will and testament.

The House has concurred in the Senate amendments to House bills entitled,

An act to limit the compensation of the Treasurer of Tippah county.

An act to reduce the salary of the Probate Judge of Tippah county.

The following message was received from the Governor, by John H. Echols, his Private Secretary :

EXECUTIVE OFFICE, }
Jackson Miss., Dec. 2nd, 1861. }

Gentlemen of the Senate :

I herewith enclose you petitions for the release of forfeitures in the cases of the State of Mississippi vs. R. W. Farris and sureties,

The State of Mississippi vs. Samuel Prewett and sureties.

The State of Mississippi vs. B. F. Bryant and sureties.

The State of Mississippi vs. Matt McKewen and sureties, and would respectfully ask your advice and consent in the remission of the same.

JOHN J. PETTUS.

Mr. McLain presented the petition of citizens of Clarke county in favor of a Banking system on a cotton basis, which was referred to the Committee on Claims without being read.

Mr. Gordon moved to take up the Governor's Message, which was carried.

Mr. Wilson moved to take up the message in relation to R. W. Farris and sureties, which was read, and on his further motion was laid on the table.

The message was then taken up in the case of Samuel Prewett and sureties, and read.

On motion of Mr. Buck, the case was referred to the Committee on the Judiciary.

The message was then taken up in the case of the State vs. B. F. Bryant and sureties, and referred to the Committee on the Judiciary without being read.

The message in relation to the case of the State vs. Matt. McKeever and sureties—was,

On motion of Mr. Ellett, referred to the Committee on the Judiciary.

The House messages were then taken up—

A House bill entitled an act to reduce the salary of the Probate Judge of Jones county and for other purposes, was read.

On motion of Mr. Wilson, the constitutional rule was suspended, the bill read a second and third time and passed, the title standing as stated.

A House bill entitled "an act to reduce the salary of the Probate Judge of Amite county," was read.

On motion of Mr. Gordon, the constitutional rule was suspended and the bill read a second time by its title.

Mr. Gordon offered an amendment to section two, which was adopted :

Amend by striking out "after its passage," and insert "from the 1st day of January, 1863.

On motion of Mr. Gordon, the constitutional rule was further suspended, the bill read the third time and passed, the title standing as stated.

A House bill entitled an act to prevent the selling of intoxicating liquors in less quantities than ten gallons in the town of Verona, was read.

On motion of Mr. Cummings, the constitutional rule was suspended and the bill read a second time.

Mr. Cummings moved to strike out the petition preceding the first section, which was adopted.

On his further motion, the constitutional rule was suspended, the bill read a third time and passed, the title standing as stated.

A House bill entitled an act to authorize the Board of Police of Tishomingo county to sell the poor house lands and other property, was read.

On motion of Mr. Taylor, the constitutional rule was suspended, the bill read a second time by title and referred to a Select

Committee of three, consisting of Messrs. Taylor, Jordan and Luckett.

On motion of Mr. Gordon, the vote passing the bill entitled an act to reduce the salary of the Probate Judge of Amite county, was reconsidered.

Mr. Gordon withdrew the amendment offered by him to the second section.

On his further motion, the constitutional rule was suspended the bill read a third time and passed, the title standing as stated.

A House bill entitled an act for the purpose of reducing the salaries of certain officers in Perry county, was read.

On motion of Mr. McLain, the constitutional rule was suspended, the bill read a second and third time and passed, the title standing as stated.

A House bill entitled an act to reduce the salary of the Probate Judge of Kemper county and for other purposes, was read.

On motion of Mr. McLain, the constitutional rule was suspended, the bill read a second and third time and passed, the title standing as stated.

A House bill entitled an act to amend the charter of the city of Vicksburg in relation to the assessment and collection of Taxes, was read.

On motion of Mr. Buck, the constitutional rule was suspended, the bill read a second and third time and passed, the title standing as stated.

A House bill entitled an act to reduce the price of swamp and overflowed lands of Jones county, was read.

On motion of Mr. McLain, the constitutional rule was suspended, the bill read a second time by its title and referred to the Committee on Propositions and Grievances.

A House bill entitled an act to prevent the collection of double taxes and for other purposes.

On motion of Mr. Buck, the constitutional rule was suspended, the bill read a second time by its title.

On motion of Mr. Ellett, the rule was further suspended, the bill read a third time and passed, the title standing as stated.

Mr. Ellett moved to reconsider the vote taken on a Senate bill entitled an act to regulate the payment of Taxes and for other purposes, which was carried—and,

On his further motion the bill was laid on the table.

A House bill entitled an act for the relief of W. D. Baldwin of Sunflower county, and the Probate Clerks of Lauderdale and Jasper counties, was read.

On motion of Mr. Thames, the constitutional rule was suspended, the bill read a second time by its title.

Mr. McLain offered the following amendments, which were adopted:

Amend by inserting "they" instead of "he" and "counties" instead of county,

On motion of Mr. Thames, the bill was referred to a Select Committee of three, consisting of Messrs. Thames, McLain and Ellett.

A House bill entitled an act to reduce the salary of the Probate Judge of Marion county, was read.

On motion of Mr. Ellett, the constitutional rule was suspended, the bill read a second and third time and passed, the title standing as stated.

A House bill entitled an act to be entitled an act to amend Chapter twentieth of the Revised Code, entitled an act to regulate the sale of vinous and spirituous liquors so far as it relates to the county of Jones and for other purposes, was read.

On motion of Mr. Ellett, the bill was indefinitely postponed.

Mr. Wilson: by leave, introduced a bill to be entitled an act to regulate the compensation of Sheriffs in certain cases, which was read.

On his motion, the constitutional rule was suspended, the bill read a second time by its title—and,

On motion of Mr. Buck, was referred to the Committee on the Judiciary.

A House bill entitled an act for the relief of Edwin J. Coleman, a minor of Bolivar county, Mississippi, was read.

On motion of Mr. Starke,

The constitutional rule was suspended; the bill read a second time by its title.

On motion of Mr. Ellett,

The bill was indefinitely postponed.

A House bill entitled an act to reduce the rates to be paid for license to retail vinous and spirituous liquors in the county of Itawamba, was read—and,

On motion of Mr. Cummings,

Was indefinitely postponed.

A House bill entitled an act requiring the Boards of Police in the several counties to examine the official action of the Commissioners of swamp and overflowed lands, and for other purposes, was read.

On motion of Mr. McLain,

The constitutional rule was suspended, the bill read a second time by its title.

Mr. Drane offered the following amendment, which was adopted :

Amend section nine by adding after "Marion," Lowndes, Ocktibbeha, Choctaw and Tallahatchie.

Mr. Gordon moved the following amendment, which was adopted :

Amend by inserting "Wilkinson" after Amite.

Mr. McLain offered the following amendment, which was adopted :

Amend by adding Madison to the counties exempted from the operations of this bill.

On motion of Mr. Buck,

The bill was referred to the Committee on the Judiciary.

On motion of Mr. Ellett,

The Senate adjourned until 3 o'clock, P. M.

THREE O'CLOCK, P. M.

Senate met pursuant to adjournment.

Mr. Gordon, by leave, introduced a bill to be entitled an act to amend chapter six, section eleven, of Revised Code, which was read.

On motion of Mr. Gordon,

The constitutional rule was suspended, the bill read a second time by its title and referred to the Judiciary Committee.

Mr. Taliaferro, by leave, introduced a bill to be entitled an act granting leave of absence to the Judge of Probate of Tallahatchie county, which was read.

On motion of Mr. Taliaferro,

The constitutional rule was suspended, the bill read a second and third time and passed, the title standing as stated.

A House bill entitled an act to amend an act providing for divorces from the bonds of matrimony in certain cases, approved Nov. 29th, 1858, was read.

On motion of Mr. Wilson,

The constitutional rule was suspended, the bill read a second time, and referred to the Committee on the Judiciary.

A House bill to be entitled an act to appropriate fines, forfeitures, license and money arising from the sale of estrays and runaway slaves in Jones county, was read.

On motion of Mr. Oliver,

The constitutional rule was suspended, the bill read a second and third time and passed, the title standing as stated.

A House bill entitled an act for the relief of Thomas Hickingbottom, was read.

On motion of Mr. Oliver,

The bill was indefinitely postponed.

A House bill entitled an act for the relief of L. C. Davis, of DeSoto county, was read.

On motion of Mr. Oliver,

The constitutional rule was suspended, the bill read a second and third time and passed, the title standing as stated.

A House bill entitled an act for the relief of Andrew B. Carson, tax collector of Washington county, was read.

On motion of Mr. Starke,

The constitutional rule was suspended, the bill read a second and third time and passed, the title standing as stated.

A House bill entitled an act to appropriate fines, forfeitures, licenses and moneys arising from the sales of estrays and runaway slaves in the county of Washington, was read.

On motion of Mr. Ellett,

The constitutional rule was suspended, the bill read a second time by its title.

On motion of Mr. Starke,

The bill was laid on the table.

A House bill entitled an act to appropriate one thousand dollars to repair and improve the Governor's Mansion, was read.

On motion of Mr. Oliver,

The constitutional rule was suspended, the bill read a second time by its title, and referred to the Committee on Public Buildings.

A House bill entitled an act for the relief of William H. Browning, was read.

On motion of Mr. Ellett,

The constitutional rule was suspended, the bill read a second time by its title and referred to the Committee on Claims.

A House bill entitled an act for the relief of W. H. Browning and Thomas W. Deason, was read.

On motion of Mr. Wilson,

The constitutional rule was suspended, the bill read a second time by its title, and referred to the Committee on Claims.

A House bill entitled an act to authorize the sale of the sixteenth sections of school lands belonging to that portion of Tunica county embraced in the Choctaw purchase, in order to consolidate the Chickasaw and Choctaw school fund of said county, was read.

On motion of Mr. Oliver,

The constitutional rule was suspended, the bill read a second time, and made the Special Order for Thursday, half-past twelve o'clock.

A House bill entitled an act to reduce the salary of the Probate Judge of Lafayette county, was read.

On motion of Mr. Bowles,

The constitutional rule was suspended, the bill read a second and third time and passed, the title standing as stated.

A House bill entitled an act to suspend the collection of the Vicksburg, Shreveport and Texas Railroad tax in the city of Vicksburg, was read.

On motion of Mr. Buck,

The constitutional rule was suspended, the bill read a second and third time and passed, the title standing as stated.

A House bill entitled an act to suspend the collection of the levee tax, and to extend the time of redemption of lands sold for

levee taxes in the county of Tunica, and other purposes, was read.

On motion of Mr. Oliver,

The constitutional rule was suspended, the bill read a second time and laid on the table, and made the Special Order for Thursday, twelve o'clock.

A House bill entitled an act providing for the issuing of Warrants by the Auditor of Public Accounts, was read.

On motion of Mr. Pegram,

The constitutional rule was suspended, the bill read a second time by its title and referred to the Committee on the Judiciary.

A House bill entitled an act to amend the Revenue Laws of this State, was read.

On motion of Mr. Drane,

The constitutional rule was suspended, the bill read a second time by its title, and referred to the Committee on the Judiciary.

A House bill entitled an act to repeal an act entitled an act in relation to the Circuit and Chancery Courts of Tishomingo county, passed the 14th Dec., 1859, was read.

On motion of Mr. Taylor,

The constitutional rule was suspended, the bill read a second and third time and passed, the title standing as stated.

A House bill entitled an act for the restoration of all the arms now in the State, belonging to or captured by the Confederate Government, and for other purposes, was read.

On motion of Mr. Wilson,

The rule was suspended, the bill read a second time by its title,

Whereupon Mr. Wilson offered the following amendment as a substitute for said House bill, which was adopted :

A bill to be entitled an act to procure private arms for the use of the State :

Section 1st. *Be it enacted by the Legislature of the State of Mississippi*, That the Governor is hereby authorized to appoint such agents as he may deem necessary, resident in each county in this State, whose duty it shall be to receive from the people such arms as they may offer gratuitously, and purchase such as shall be offered to them for sale to the State, at such prices as may be agreed upon between the owner and agent, and in the event the owner of such arms shall refuse to give or sell such arms, or in case the agent and owner shall fail to agree upon the price to be paid, then it shall be the duty of such agent to select one disinterested person, and the owner of the arms another, and the two so selected may choose a third person, whose duty it shall be to appraise and value such arms, and it shall be the duty of the agent so appointed to give such owner the award of the appraisers, signed by himself, and a certificate of the amount due him for said arms, which shall be received in payment for taxes

or any debt due this State, or on presentation to the Auditor of Public Accounts, he shall issue his warrant on the Treasurer for the amount of such award, and certificate to be paid out of any money in the Treasury not otherwise appropriated.

Sec. 2nd. *Be it further enacted*, That after the owner or owners of any arms who shall refuse to sell the same to the State, or shall refuse to select on his part an appraiser to value the same, then it shall be the duty of the agent aforesaid to choose two disinterested appraisers, who shall select a third person, and they together, shall value the arms so refused to be sold, at a reasonable and fair valuation for the purposes contemplated in this act.

Sec. 3rd. *Be it further enacted*, That every person, whether male or female, who may be the head of a family, and every male citizen of the age of sixteen years and upwards, shall be entitled to keep and retain one gun for his or her own use, and which shall not be subject to be pressed into the public service.

Sec. 4th. *Be it further enacted*, That it shall be the duty of said agents, and they are hereby required to collect up and to take charge of all arms and accoutrements found in their respective counties, belonging to the State and not employed in the public service, and to deposit the same at their respective Court-houses, together with all arms obtained under the provisions of the first and second sections of this act, and to be conveyed from thence as the Governor may direct.

Sec. 5th. *Be it further enacted*, That said agents for their services in this behalf shall be entitled to receive the sum of two dollars per day while actually engaged as aforesaid, and that this act take effect and be in force from and after its passage.

On motion of Mr. Wilson,

The bill was considered as engrossed, the bill read a third time and passed, the title standing as stated.

A House bill entitled an act to donate the swamp and overflowed lands in the counties of Harrison and Jackson and Perry to the Board of Police of said counties and for other purposes, was read.

On motion of Mr. McLain,

The constitutional rule was suspended, the bill read a second time by its title, and referred to a select committee of three, consisting of Messrs. McLain, Taliaferro and Pegram.

A House bill entitled an act to reduce the salary of the Probate Judge of Itawamba county, was read.

On motion of Mr. Cummings,

The constitutional rule was suspended, the bill read a second time by its title.

Mr. Cummings offered the following amendments, which were adopted :

Amend by striking out in the first section, all after the word act in the third line from bottom, and insert after the said word "act" shall be in force from the first day of January, 1862.

Amend by adding the following additional section as section two.

Sec. 2nd. *Be it further enacted*, That the members of the Board of Police of said county of Itawamba shall receive \$2 per day for attending the meetings of said Board, and no more, and that the Treasurer of said county shall be allowed two and a half per cent on all money received and paid out by him for county purposes, instead of three per cent. as now allowed by law, and that the Tax Collector of the county shall be allowed a commission of two and a half per cent. on all sums collected by him, instead of the compensation now allowed by law, and that the several rates of compensation prescribed by this section shall take effect on and after the first day of January, A. D. 1862.

Mr. Ellett offered the following amendments, which were adopted :

Amend the first section by inserting the word " hundred " after the word " five."

Amend the title by adding " and for other purposes."

On motion of Mr. Cummings,

The bill was read a third time under a suspension of the rule and passed, the title standing as amended.

On motion of Mr. Ellett,

The Senate adjourned until nine o'clock, to-morrow morning.

TUESDAY, Dec. 3d, 1861.

The Senate met pursuant to adjournment.

The journal of yesterday was read and approved.

Mr. Ellett, from the Committee on the Judiciary, made the following report, which was received and agreed to :

MR. PRESIDENT—

The Committee on the Judiciary, to whom was recommitted an act entitled an act to amend an act entitled an act to modify the collection laws of this State, approved August 5th, 1861, with certain amendments thereto, have reconsidered the said bill, and have instructed me to report the same back with the following amendments thereto, and recommend the adoption of said amendments, and the passage of the bill as amended.

On motion of Mr. Ellett,

The bill was taken up.

The amendments offered by the Committee are as follows :

1st. Amend the first section by inserting after the figures "1861," the following words :

"Founded on any contract entered into before the passage of said act."

2d. *Provided*, That if any executor, administrator or guardian, shall have loaned out money of the estate, or if his ward, he shall not be compelled to distribute such money while the said act remains in force, unless the same shall have been collected, but the legatees, distributees or ward, may elect to take the securities given for the money so loaned, and nothing herein contained, shall effect the liability of such executor, administrator or guardian, for taking insufficient security for the money so loaned.

Add the following additional sections :

Sec. 3. That all actions upon bonds, promissory notes, bills of exchange, open accounts or other accounts, or other contracts for the payment of money, made or entered into since the passage of the act to which this is an amendment, it shall be lawful for the defendant to set off under a proper plea, any indebtedness of the plaintiff to him, that may exist upon their mutual dealings or demands anterior to the passage of the said act.

Sec. 4. That nothing contained in the act to which this is an amendment, shall be construed to prevent the issuance and service of process to bring in parties in suits pending at the time of the passage of the said act, or to prevent the revival of suits so pending ; nor shall the said act prevent the taking of testimony, or the doing of all other acts necessary or proper to prepare such suits for trial or final hearing.

Said amendments were taken up separately and adopted.

Mr. Griffin offered the following amendment :

Amend by adding additional section as follows :

That all debtors indebted to creditors in open account, shall close up and settle by note bearing interest at six per cent, within sixty days after the passage of this act, and upon failure so to do, all such debtors shall forfeit his or her rights to protection at all, under the stay law passed on the 5th of August last.

Pending the discussion of the amendment,

The following message was received from the House of Representatives :

MR PRESIDENT—

The House has passed the following entitled bills :

An act for the protection and defense of the seashore of Mississippi.

An act to reduce the salary of the Probate Judge of Bolivar county.

An act to legalize the acts of the Tax Assessor of Winston county.

An act to change the time of holding the Circuit and Chancery Courts of Scott county.

The house has passed the following joint resolution, in which the concurrence of the Senate is desired ;

Resolved, (the Senate concurring,) That after to-day the following bills shall be taken up and disposed of, to the exclusion of all other business, to-wit :

1st. The Military Bill.

2d. The Finance Bill.

3d. The bill making an appropriation to the indigent families of soldiers.

4th. The Constitutional amendment, relative to the High Court.

Also, the bills in the hands of committees, and Senate bills.

Also,—

Resolved, (the Senate concurring,) That one hundred and fourteen (114) cartridge-boxes be furnished to the Lafayette Sharp Shooters, now in camp at Grenada, from the State Armory, upon said company executing a good and sufficient bond for the same ; and also to Capt. Barry's company now in camp at Grenada.

Pending the discussion of the above amendment,

The following message was received from the House of Representatives :

MR PRESIDENT—

The House has passed an act to provide for defraying the funeral expenses of the late Col. E. R. Burt, in which the concurrence of the Senate is desired.

MR PRESIDENT—

I am instructed to inform the Senate that the Hall of the House is now in readiness for the reception of the Senate, to the end that the two Houses proceed to the election of a Superintendent and Clerk of the Penitentiary, and Keeper of the Capitol.

On motion of Mr. Wilson,

The further consideration of the report of the Judiciary Committee was suspended, and the Senate repaired to the Hall of the House of Representatives, for the purpose indicated in the above House message.

The object of the joint Convention having been explained by the President of the Senate,

On motion of Mr. Gordon, of the Senate,

The House proceeded to the election of a Superintendent of the Penitentiary by ballot.

The President appointed Mr. Gordon of the Senate, and Mr. Boyd of the House, to act as tellers.

Mr. Gordon, of the Senate, nominated the Hon. J. T. Griffin, of Chickasaw.

Mr. Johnson, of Warren, nominated A. M. Hardin, of Marshall county.

On the first ballot

Mr. Hardin received	84 votes
" Griffin " "	22 "
106	

Mr. Hardin having received a majority of all the votes cast, was declared to be duly and constitutionally elected Superintendent of the Penitentiary for the term prescribed by law.

On motion of Mr. Brooks,

The convention proceeded to the election of Clerk of the Penitentiary.

Mr. Martin nominated E. P. Russel, of Hinds.

Mr. Strong nominated H. H. Smyth, of Hinds,

Mr. Mims, of the Senate, nominated Mr. Melvin of Hinds.

On the first ballot

Mr. Russell received	95 votes
" Smyth " "	13 "
" Melvin " "	— "
108	

Mr. Russell having received a majority of all the votes cast, was declared to be duly and constitutionally elected Clerk of the Penitentiary for the term prescribed by law.

On motion of Mr. — the House, proceeded to the election of Keeper of the Capitol.

Mr. Mims nominated F. W. Johns.

Mr. Seal of Hancock, nominated U. W. Moffit.

Mr. M. D. Johnson nominated A. T. Foster.

On the first ballot

Mr. Johns received	77 votes.
" Moffit " "	15 "
" Foster " "	14 "
106	

Mr. Johns having received a majority of all the votes cast, was declared to be duly and constitutionally elected Keeper of the Capitol for the term prescribed by law.

The object of the joint convention having been accomplished, the Senate returned to their chamber.

The Senate having been called to order,

On motion the Senate adjourned until 3 o'clock, P. M:

THREE O'CLOCK, P. M.

Senate met pursuant to adjournment.

On motion of Mr. Ellett,

The bill which was under consideration previous to the joint convention of the two Houses, was taken up.

Mr. Griffin offered the following amendment to the amendment offered by him this morning :

Provided, Notes given for accounts due before the passage of the act to which this act is an amendment, shall not be sued upon until twelve months after the close of the existing war between the Confederate States and the United States,

Which was rejected.

Mr. Ellett offered the following as a substitute to the amendment offered by Mr. Griffin :

That if any person indebted to another by open account, contracted before the passage of the act to which this is an amendment, shall refuse to close the same by note or other written acknowledgment, when requested so to do, an action may be brought on such open account, and prosecuted to judgment, but no execution shall issue on such judgment until twelve months after the close of the present war, unless otherwise provided by law ; but if the debtor when requested to close such account, shall dispute the account, and shall tender his note or written acknowledgment for the amount he admits to be due, then, unless the plaintiff shall recover more than the amount thus admitted to be due, with interest thereon, the said plaintiff shall be non-suited, and shall pay the costs.

On motion of Mr. Ellett,

The constitutional rule was suspended, the bill read a third time and passed as amended, the title standing as stated.

Mr. Oliver offered the following resolution, which was adopted:

Resolved, That the Committee on State and Confederate Relations, be and they are hereby instructed to inquire into the expediency of memorializing the Confederate Congress on the propriety of enacting a law providing for the payment of commutation money for the clothing of volunteers in the Confederate service from this State, into the State Treasury, to be expended under the direction of the State authorities in the purchase of clothing for said volunteers, and that the committee report at an early day, by bill or memorial, or both.

Mr. Taliaferro moved a reconsideration of the vote taken on a House bill entitled an act for the relief of Edwin J. Coleman, a minor of Bolivar county, Mississippi, which was indefinitely postponed on Monday December 2d, 1861.

On motion of Mr. Starke,

The vote taken on the reconsideration thereof, was made the

special order for Monday, the 9th December, 1861, at 12 o'clock M.

Mr. Brown, from the Committee on Engrossed Bills, made the following report :

MR PRESIDENT—

The Committee on Engrossed Bills have examined a bill to regulate the action of the Police courts in certain cases, and have found the same correctly engrossed.

On motion of Mr. Starke,

The special orders of the day were taken up.

An act for the relief of the family of the late Col. E. R. Burt, Auditor of Public Accounts of the State of Mississippi, was the first called up, and—

On motion of Mr. Starke,

Was made the special order for Friday, December 6th, at 12 o'clock M.

The report of the Committee on Finance, to whom was referred the petition of sundry citizens, &c., was taken up, and—

On motion of Mr. Starke,

Was made the special order of the day for Friday, the 6th December, at 12 o'clock M.

On motion of Mr. Starke,

The majority and minority reports from the Committee on Finance, that had been previously made the special order for to-day, at 10 o'clock, A. M., was taken up and read.

The motion pending, was to agree to the majority report.

On motion of Mr. Oliver,

The report of the minority of the Committee on Finance was substituted in lieu of the majority report of said committee.

On motion of Mr. Lockett,

The constitutional rule was suspended, the bill read a second time by its title, and—

On motion of Mr. Oliver,

The whole subject was made the special order for to-morrow, at 11 o'clock, A. M.

On motion of Mr. Cummings,

The Senate adjourned until to-morrow, at 9 o'clock, A. M.

WEDNESDAY, December 4th, 1861.

Senate met pursuant to adjournment.

Prayer by the Rev. Mr. Anderson.

The journal of yesterday was read and approved.

Mr. Greer, from the Joint Standing Committee on Claims, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Joint Standing Committee on Claims, to whom was referred an act to be entitled an act to refund certain money, have had the same under consideration, and have instructed me to report the same back to the Senate, and recommend that it pass.

On motion of Mr. Greer,

The bill indicated in the above report was taken up.

Pending which,

The following message was received from House of Representatives :

MR PRESIDENT—

The House of Representatives have passed a bill to be entitled an act to increase the pay of the Sheriff of Warren county,

In which the concurrence of the Senate is desired.

The House has concurred in Senate bill to be entitled,

An act granting leave of absence to the Probate Judge of Talahatchie county.

Mr. Mims offered the following amendment to the bill under consideration,

Which was adopted :

Amend by adding to the first section, the following words :

And the Governor shall require of the Captain of the said Company, an account of the expenditure of the said sums of money, and if there shall remain in the hands of said Captain any balance after deducting such sums as have been lawfully expended for the equipment, subsistence and transportation of his company to the place of rendezvous, it shall be the duty of the said Captain to refund the same to the State Treasurer.

On motion of Mr. Jordan,

The rule was suspended, the bill considered as engrossed, read a third time and passed as amended, title standing as stated.

On motion of Mr. Griffin,

The motion to reconsider the vote indefinitely postponing a bill to refund certain moneys, which motion was made the special order for Saturday last, at one o'clock, was taken up, and the vote aforesaid was reconsidered, and the bill was then taken up.

Mr. Lockett offered the following amendment to the amendment previously offered by Mr. Mims,

Which was lost :

Amend by inserting after the word "require" in first section "before the money is paid."

The amendment offered by Mr. Mims as aforesaid, was adopted.

On motion of Mr. Griffin,

The rule was suspended, the bill considered as engrossed, read a third time and passed as amended.

Mr. Ellett offered the following amendment,

Which was adopted :

Amend by striking out the preamble.

Mr. Phelan offered the following amendment for a preamble,

Which was adopted :

Whereas, The Governor of this State, did by telegram, request citizens of Mississippi in certain portions of the State to furnish the means to remove certain specified volunteer companies to Enterprise, a place of rendezvous, and promised that the same should be paid : And whereas, certain citizens of Chickasaw did so advance certain sums upon the faith of said telegram :

Therefore—

Mr. Thames, from the Committee on Enrolled Bills, made the following report :

MR PRESIDENT—

The Committee on Enrolled Bills, have examined bills of the following titles, to-wit :

An act for the relief of the Register and Receiver of the Land Office at Washington, Miss.

An act to amend an act entitled an act to incorporate the Mississippi Central Railroad Company, approved 10th March, 1852.

An act to extend an act entitled an act to regulate the fees of the Clerk of the Circuit and Chancery Courts of the county of Hinds to the county of Washington.

An act to remove the civil disabilities of John Estelle Tarpley, a minor of the county of Hinds, so far as to allow him to make a last will and testament, and find them correctly enrolled.

Mr. Quin, from the Committee on Propositions and Grievances, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The committee to whom was referred,

An act to reduce the price of swamp and overflowed lands in the county of Jones, respectfully represent that they have had the same under consideration, and recommend its passage, with the following amendment added to the first section of the act, viz :

Provided, this act shall not be so construed as to apply to any lands about which there is now a contest.

On motion of Mr. Quin,

The bill reported was taken up, the amendment recommended by the committee adopted, the rule suspended, the amendment considered as engrossed, the bill read a third time and passed as amended, the title standing as stated.

Mr. Thames, from a Select Committee, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The committee to whom was referred an act for the relief of the Clerks of Probate of the counties of Sunflower, Lauderdale and Jasper, have had the same under consideration; and instructed me to report the same back to the Senate with an amendment, and recommend that the bill with the amendment be passed.

On motion of Mr. Thames,

The bill indicated in the report was taken up, the amendment reported by the committee adopted, the rule suspended, the amendment considered as engrossed, the bill read a third time and passed as amended, the title standing as stated.

Mr. Griffin, from the Committee on Public Buildings, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The committee to whom was referred a bill to be entitled an act to appropriate one thousand dollars to repair and improve the Governor's Mansion, &c., beg leave to report the same back to the Senate, and recommend that it do pass.

On motion of Mr. Griffin,

The bill indicated was taken up, the rule suspended and the bill passed, the title standing as stated.

Mr. Ellett, from the Judiciary Committee made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on the Judiciary, to whom was referred a House bill entitled an act requiring the Boards of Police of the several counties to examine the official action of the Commissioners of swamp and overflowed land and for other purposes, have duly considered the said bill, and have instructed me to report the same back with the following amendments, and to recommend the adoption of the amendments, and the passage of the bill as amended.

1st. Amend by striking out the third section.

2nd. Amend by inserting in the ninth section after the word "Marion," the names of the following counties, to-wit: Wilkinson, Lowndes, Oktibbeha, Choctaw, Tallahatchie, Madison, Jefferson, Issaquena and Warren.

On motion of Mr. Ellett,

The bill indicated was taken up, the amendments reported by the committee were adopted, the rule suspended, the amendments considered as engrossed, the bill read a third time and passed, the title standing as stated.

On motion of Mr. Oliver,

The special order for this hour was taken up, to-wit:

An act to provide for the defense of the State,

Pending which, the Senate took a recess of half an hour, after which they met and resumed the consideration of the subject before them.

On motion of Mr. Neill,

The special order was informally passed over, whereupon, he offered the following resolution,

Which was adopted:

Resolved, That the committee appointed to investigate the condition of the Auditor's and Treasurer's Offices, be instructed to make immediate investigation whether there is any defalcation in either of said offices, and if so, to state the amount.

And, also, to report what legislation is necessary to secure fidelity in the administration of these departments of the Government.

Mr. Luckett, by leave, introduced a bill to be entitled an act to establish a Banking Company in this State, to be called the Bank of Mississippi, which was read the second time under a suspension of the rule, and made the special order for Friday, the 6th inst., at ten o'clock, A. M.

Mr. Ellett moved to adjourn,

Motion lost.

The consideration of the finance bill, the special order aforesaid, was resumed.

Said bill was taken up and ordered to be read by sections.

On motion of Mr. Mims,

The following amendments to the first section of the bill were adopted:

1st. Amend by striking out "three," in third line, first section and substituting "Five."

2nd. Amend by striking out from note in first section and insert the following in lieu thereof:

JACKSON, MISS., ——— 186 .

CERTIFICATE OF LOAN FOR COTTON,

Receivable in payment for Cotton loaned heretofore, and for all State dues and taxes except the Military tax.

The State of Mississippi will pay to ——— or bearer, at the Treasurer's Office, in the city of Jackson, twelve months after the conclusion of the existing war, the sum of ——— dollars.

*Auditor.**Treasurer.*

Mr. McLain moved to postpone indefinitely the bill under consideration,

Pending which motion, the Senate adjourned on motion of Mr. Lockett, until three o'clock, P. M.

THREE O'CLOCK, P. M.

Senate met pursuant to adjournment,

And resumed the consideration of the subject before them, when they adjourned in the morning.

Pending which,

The Senate adjourned until to-morrow morning at nine o'clock.

THURSDAY, December 5th, 1861.

Senate met pursuant to adjournment.

Prayer by the Rev. Mr. McLain.

The journal of yesterday was read and approved.

On motion of Mr. Bowles,

A Joint Resolution of the House appropriating cartridge boxes &c., to Lafayette Sharpshooters and to Captain Barns' Company, was taken up and concurred in, with the following amendment offered by Mr. Bowles:

Amend by adding after the word cartridge boxes, the words "and cap boxes."

On motion of Mr. Lockett,

The following other amendment was adopted:

Amend by inserting after last word in resolution, "the Yankee Hunters, Captain Thompson's Company of Madison county.

Mr. Greer, from the Joint Standing Committee on Claims, made the following report,

Which was received and agreed to:

MR PRESIDENT—

The Joint Standing Committee on Claims, to whom was referred House bill entitled an act for the relief of William H. Browning and Thomas W. Deason, have had the same under consideration, and have instructed me to report the same back to the Senate, and recommend that it pass.

On motion of Mr. Greer,

The bill indicated in the above report was taken up and read,
And on his further motion,

The rule was suspended, the bill considered as engrossed, read the third time and passed, the title standing as stated.

Mr. Greer, from the Joint Standing Committee on Claims, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Joint Standing Committee on Claims, to whom was referred a House bill entitled an act for the relief of William H. Browning, have had the same under consideration, and have instructed me to report the same back to the Senate, and recommend that it pass.

On motion of Mr. Greer,

The bill indicated in the above report was taken up and read.

On his further motion,

The rule was suspended, the bill considered as engrossed, read the third time and passed, title standing as stated:

The following message was received from the House of Representatives :

MR PRESIDENT—

The House has concurred in Senate amendments to the following entitled House bills :

An act to prevent the selling of intoxicating liquors in less quantities than ten gallons, in the town of Verona

An act to declare Bogue Phaliah and its branches, in the counties of Bolivar and Washington, navigable streams.

An act to authorize the Board of Police of Bolivar county to remunerate the Clerk of said Board for extra office services.

An act to amend an act to increase the fees for apprehending runaway slaves in the counties of Tunica, Coahoma, Bolivar, Washington and Issaquena.

The House has passed the following entitled bills, in which the concurrence of the Senate is desired :

An act to encourage the manufacture of leather in this State.

An act to repeal part of an act entitled an act to establish a Turnpike and Ferry across Big Black and bottom, approved Dec. 3rd, 1858.

The House has passed Senate bill entitled an act to legalize the

assessment of taxes in the county of Lawrence, for the year 1861

Mr. Ellett, from the Committee on the Judiciary, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on the Judiciary, to whom was referred a memorial of certain citizens of Marshall county, setting forth the evil practices of speculators in extorting from citizens unreasonable prices for the necessaries of life, have had the same under consideration, and, to remedy the grievances complained of, have instructed me to report the following bill, entitled an act to prevent unreasonable speculation in certain commodities, and to recommend its passage.

On motion of Mr. Ellett,

The bill indicated in the above report was taken up and read.

On his further motion,

The rule was suspended, the bill considered as engrossed, read the third time and passed, the title standing as stated.

Mr. Ellett, from the Committee on the Judiciary, made the following report,

Which was received and agreed to :

MR PRESIDENT :

The Committee on the Judiciary, to whom was referred the message of the Governor, and accompanying documents, asking the Senate to advise and consent to the remission of a forfeiture against Richard R. St. John and James Curry, as sureties for Matt. McKewen, have had the same under consideration, and have instructed me to report the following resolution, and to recommend its adoption :

Resolved, That the Senate do advise and consent to the remission of the forfeiture adjudged in the Circuit Court of Adams county, against Richard R. St. John and James Curry, as sureties of Matt. McKewen.

On motion of Mr. Ellett,

The resolution indicated in the above report, was taken up and adopted.

Mr. Ellett, from the Committee on the Judiciary, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on the Judiciary, to whom was referred the message of the Governor, with accompanying documents, asking the Senate to advise and consent to the remission of a certain forfeiture against John G. Baptist, as surety for Lemuel Prewett, have

considered the same, and have instructed me to report the following resolution, and to recommend its adoption, to-wit :

Resolved, That the Senate do advise and consent to the remission of a certain forfeiture adjudged in the Circuit Court of Lowndes county, against John G. Baptist, as surety for Lemuel Prewett.

On motion of Mr. Ellett,

The resolution in the above report, was taken up and adopted.

Mr. Ellett, from the Committee on the Judiciary, made the following report,

Which was received and agreed to :

MR. PRESIDENT—

The Committee on the Judiciary, to whom was referred a Senate bill entitled an act to regulate the compensation of Sheriffs in certain cases, have had the said bill under consideration, and have instructed me to report the same back, and to recommend its passage.

On motion of Mr. Ellett,

The bill indicated in the above report, was taken up and read whereupon, Mr. Ellett offered the following amendment,

Which was adopted :

Amend by striking out the second section.

On motion of Mr. Ellett,

The rule was suspended, the bill considered as engrossed, read a third time and passed as amended, the title standing as stated.

Mr. Ellett, from the Committee on the Judiciary, made the following report,

Which was received and agreed to :

MR. PRESIDENT—

The Committee on the Judiciary, to whom was referred a bill entitled an act to amend article fifty-eight, section eleven, chapter thirty-three, of the Revised Code, entitled an act in relation to slaves, free negroes and mulattoes, have considered the said bill and have instructed me to recommend that the same do pass.

On motion of Mr. Ellett,

The bill referred to was taken up and read.

On his further motion,

The rule was suspended, the bill considered as engrossed, read a third time and passed. the title standing as stated.

Mr. Ellett, from the Committee on the Judiciary, made the following report,

Which was received and agreed to :

MR. PRESIDENT—

The Committee on the Judiciary, to whom was referred an act entitled an act to amend chapter six, section eleven, of the Revised

sed Code, entitled an act in relation to certain public officers, have had the said bill under consideration, and have instructed me to report the same back with an amendment, and to recommend its passage as amended.

The following is the amendment reported by the committee :

Amend by striking out the second section.

On motion of Mr. Ellett,

The bill was taken up and read, the amendment adopted, the rule suspended, the bill considered as engrossed, the bill read a third time and passed as amended, the title standing as stated.

Mr. Ellett, from the Committee on the Judiciary, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on the Judiciary, to whom was referred a bill entitled an act in relation to warrantees on the sale of slaves, have considered the same, and have instructed me to report the same back with the following amendments, to-wit :

1st. Amend the first section by striking out the words, "is not addicted to theft."

2nd. Amend by striking out the second section,

And to recommend that the said amendments be adopted, and that the bill as amended do pass.

On motion of Mr. Ellett,

The bill referred to was taken up and read.

Mr. Griffin moved that the bill be indefinitely postponed, which was lost by the following vote :

The ayes and nays being called for by three Senators :

YEAS—Messrs. Griffin and Huie—2

NAYS—Mr President, Messrs. Bowles, Brown, Buck, Cummings, Davis, Ellett, Greer, Gordon, Jordan, McLain, Mims, Neill, Oliver, Pegram, Phelan, Starke, Taylor, Taliaferro, Thames and Wilson—29.

On motion of Mr. Ellett,

The amendments reported by the committee were adopted, the rule suspended, the bill considered as engrossed, read a third time and passed as amended, the title standing as stated.

Mr. Ellett, from the Committee on the Judiciary, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on the Judiciary, to whom was referred a House bill entitled an act to amend the Revenue Laws of this State, have considered the same, and have instructed me to report the said bill back, and to ask to be discharged from the further consideration of the same.

On motion of Mr. Ellett,
The bill alluded to in the report was referred to the Committee on Finance.

Mr. Brown, from the Committee on Engrossed Bills, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on Engrossed Bills, have this day examined bills of the following titles, to-wit :

A bill entitled an act to refund certain money.

An act to amend an act to modify the collection laws of this State, approved August 5th, 1861.

Also, An act to refund certain money, and have found said bills correctly engrossed.

Mr. Ellett, from the Judiciary Committee, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on the Judiciary, to whom was referred a House bill entitled an act providing for the issuing of Warrants by the Auditor of Public Accounts, have considered the same. and have instructed me to report the said bill back, and to ask to be discharged therefrom.

On motion of Mr. Ellett,

The bill was taken up and referred to the Committee on Finance.

Mr. Ellett, from the Committee on the Judiciary, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on the Judiciary, to whom was referred a bill to secure compensation to citizens of this State for their improvements on tax lands, have had the same under consideration, and have instructed me to report back the said bill, and to recommend that the same do not pass.

Mr. Ellett, from same committee, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on the Judiciary, to whom was referred a House bill entitled an act to amend an act providing for divorces from the bonds of matrimony in certain cases, approved Nov. 29th, 1858, have duly considered the same, and have instructed me to report back the said bill, and to recommend that it do not pass.

Mr. Taylor, from a Select Committee, made the following report,

Which was received and agreed to :

MR. PRESIDENT—

The committee to whom was referred the bill to be entitled an act to authorize the Board of Police of Tishomingo county, to sell the Poor House lands and other property, have had the same under consideration, and have instructed me to report the following bill as a substitute, and recommend its passage.

On motion of Mr. Taylor,

The substitute reported by the committee was taken up.

Said substitute is as follows :

A Bill to be entitled an act to authorize the Board of Police of Tishomingo county, to sell the Poor House and lands connected thereto :

Section 1st. *Be it enacted by the Legislature of the State of Mississippi*, That the Board of Police of Tishomingo county are hereby authorized to sell and convey on such time and terms as they may think proper, the Poor House in said county, together with all the lands and appurtenances connected with the same, and that the proceeds arising from such sale shall be paid into the poor fund of said county, to be used as other pauper funds are.

Sec. 2nd. *Be it further enacted*, That nothing in this act shall be so construed as to prevent the Board of Police or Overseers of the Poor of said county, from employing and contracting with a Superintendent or Keeper of the Poor as now required by law, at such other place or places in said county as they may deem best ; and that said Board of Police shall also have the right, and are hereby authorized to purchase land and erect buildings thereon, for the purposes of a Poor House, at any other place in said county, that in the opinion of said Board may be most suitable.

Sec. 3rd. *Be it further enacted*, That this act shall take effect and be in force from and after its passage.

On motion of Mr. Taylor,

The bill reported as said substitute was read a second and third time under a suspension of the rule and passed, the title standing as stated.

The following message was received from the Governor, through Mr. John W. Ward, his Private Secretary :

EXECUTIVE OFFICE, }
Jackson, Miss., Dec. 5th, 1861. }

MR. PRESIDENT—

His Excellency the Governor, has approved and signed the following Senate bills :

An act to remove the civil disabilities of John Estelle Tarpley,

a minor of the county of Hinds, so far as to allow him to make a last will and testament.

An act for the relief of the Register and Receiver of the Land Office at Washington, Mississippi.

An act to amend an act entitled an act to incorporate the Mississippi Central Railroad Company, approved 10th March, 1852.

An act to extend an act entitled an act to regulate the fees of the Clerk of the Circuit and Chancery Courts of the county of Hinds to the county of Washington.

Mr. Jordan, from a Select Committee, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Select Committee, to whom was referred a bill entitled an act to amend the Charter of the Columbus Life and General Insurance Company, have had the same under consideration, and have instructed me to report the same back to the Senate, and recommend that the bill as amended do pass.

The following are the amendments reported by the committee :

Amendments to Charter of the Columbus Life and General Insurance Company :

1st. Amend first section, by inserting after words, "equal in amount to," the following, "the sum of."

2nd. Amend second section, by striking out words equal to, and insert word "double."

3rd. Amend sixth section, by striking out "sixty," and insert "ninety."

4th. Amend fourteenth section, by striking out "twelve," in second line and insert "six."

5th. Amend fourteenth section further, by adding thereto. the following, to-wit :

This Insurance Company shall be required to deposit in the Office of the Probate Clerk of the county in which they may do business, on the first day of April, in each year, a copy of their Stock-book, verified on oath, to be subject to public inspection, and said copy or certified transcripts thereof, shall be received as evidence in all the Courts of this State.

6th. Amend by adding the following section, to-wit :

Sec. 18th. *Be it further enacted*, That the Mississippi Mutual Insurance Company doing business at Aberdeen, in this State, is hereby invested with all the rights and privileges herein granted, subject to all the penalties and restrictions in this act provided, and may do a banking business on the amount of their Capital Stock actually paid in, and their profits reserved.

The Stock-holders in said Company may increase their stock to, a sum not exceeding two hundred thousand dollars.

On motion of Mr. Starke;

The bill and amendments were made the special order for Saturday, the 7th inst., at ten o'clock, A. M.

On motion of Mr. Oliver,

The unfinished business of yesterday was taken up, to wit :

The motion of Mr. McLain to postpone indefinitely an act to provide for the defense of the State.

Pending the discussion of which,

The Senate, on motion of Mr. Wilson, adjourned until three o'clock, P. M.

THREE O'CLOCK, P. M.

Senate met pursuant to adjournment, and resumed the consideration of the subject before them when they adjourned.

Pending the discussion of the same;

On motion of Mr. Greer,

The Senate adjourned until to-morrow morning at nine o'clock.

FRIDAY, December 6th, 1861.

The Senate met pursuant to adjournment.

The journal of yesterday was read and approved.

Mr. Thames, by leave, introduced the following joint resolution :

Resolved, (the House concurring,) That the Chief of Ordnance be required to furnish the Newton Rebels, a volunteer company from Newton county, with — cap and cartridge-boxes, and the Captain of said company be required to give bond in double the value of the articles furnished the company, with good and sufficient security, to be approved by the Chief of Ordnance, payable to the State of Mississippi, conditioned for the safe return of the same, whenever the said company disbands.

On motion of Mr. Thames,

The rule was suspended, the resolution read a second and third time and adopted.

Mr. Wilson called from the table the Governor's message in relation to a forfeiture in the case of the State vs. R. W. Farris and sureties, and on his further motion, the same was referred to the Judiciary Committee.

Mr. Ellett, from the Committee on the Judiciary made the following report :

MR PRESIDENT—

The Committee on the Judiciary, to whom was referred an act to amend an act entitled an act in relation to slaves, free negroes, and mulattoes," being chapter 33, of the Revised Code, have duly considered the said bill, and have instructed me to report the same back, and to recommend that the same do not pass.

The report was received and agreed to by the following vote, the yeas and nays being called for by Messrs. Lockett, Oliver and Jordan :

YEAS.—Messrs. Bowles, Brown, Buck, Cummings, Ellett, Griffin, Greer, Gordon, Huie, McLain, Mims, Neill, Oliver, Pegram, Poindexter, Quin, Starke, Taliaferro, and Wilson.—19.

NAYS.—Mr. President, Messrs. Jordan, Lockett, Neely, Phelan, and Thames.—6:

The following message was received from the House of Representatives :

MR PRESIDENT—

The House has concurred in the Senate amendments to the House bill entitled,

An act requiring the Boards of Police in the several counties to examine the official action of the Commissioners of Swamp and Overflowed Lands, and for other purposes.

The House has passed a Senate resolution in relation to the increase of the pay of volunteers.

Also—

A bill to be entitled an act to amend chapter 8, of the Revised Code, entitled an act establishing the fees of certain officers, so far as relates to the clerks of the Chancery and Probate Courts of Adams county.

In which the concurrence of the Senate is desired.

The House has passed a Senate bill to be entitled,

An act for the accommodation of the courts of the Confederate States.

Mr. Drane offered the following resolution,

Which was adopted :

Resolved, That the Committee on the Judiciary be requested to inquire into the law regulating the compensation of Assessors, so far as to determine whether they are entitled to commissions on the Military Tax under the general law allowing commissions on the State tax.

Mr. McLain, from a select committee, made the following report, which was received and agreed to :

MR PRESIDENT—

The committee to whom was referred a House bill to be en-

entitled an act to donate the Swamp and Overflowed Lands in the counties of Harrison, Jackson and Perry, to the Board of Police of said counties, and for other purposes, have considered the same, and instructed me to report said bill back to the Senate with an amendment, and recommend its passage.

The following is the amendment reported by the committee:

Amend by inserting after the words "now in service," in section 1, the following :

"And who may be called into service during the present war."

On motion of Mr. Griffin, the bill and amendment was laid on the table.

On motion of Mr. Oliver,

The unfinished business of yesterday, was taken up, to-wit :

The motion to postpone indefinitely an act to provide for the defense of the State.

Mr. McLain withdrew his motion to indefinitely postpone the same.

On motion of Mr. Neely,

The Senate adjourned until 3 o'clock, P. M.

THREE O'CLOCK, P. M.

Senate met pursuant to adjournment.

On motion of Mr. Oliver,

The bill under consideration when the Senate adjourned, was taken by sections, it being on its second reading.

Mr. Mims offered the following amendment, which was adopted :

Amend first line, second section, by inserting after the word payment, the words "for the purchase money of cotton loaned as herein provided, and."

Mr. Neill offered the following amendment :

"Strike out in third line, section two, all after the word State."

Mr. Quin offered the following amendment :

Amend second section, second line, by adding after the word State "or any county, school or municipal tax."

Mr. Griffin offered the following as a substitute for the same :

Amend by substitute as follows, to-wit :

"For all State and county taxes,"

Which was lost.

Pending Mr. Quin's amendment,

The following message was received from the House of Representatives :

MR. PRESIDENT—

The House of Representatives have disagreed to the amendment made by the Senate to the following House bills :

A bill to be entitled an act to reduce the salary of the Probate Judge of Itawamba county.

A bill to be entitled an act for the restoration of all the arms now in the State belonging to or captured by the Confederate Government, and for other purposes.

The House has concurred in the Senate amendments to the following House bills :

A bill to be entitled an act to reduce the price of Swamp and Overflowed Lands in Jones county.

A bill to be entitled an act for the relief of W. D. Baldwin, of Sunflower county, and the Probate Clerks of Lauderdale and Jasper counties.

And have passed the substitute of the Senate for the House bill to be entitled an act to authorize the Board of Police of Tishomingo county to sell the poor-house and lands connected therewith.

The House has adopted the following joint resolution, in which the concurrence of the Senate is desired:

A resolution requesting the Governor to represent to the President of the Confederate States the unprotected condition of our Gulf coast.

And have adopted the joint resolution of the Senate in relation to furnishing the Newton Rebels with cartridge and cap boxes.

The House has passed a Senate bill to be entitled an act to amend the LXII chapter of the Revised Code, entitled an act in relation to Chancery courts, and for other purposes, and have amended the same.

In which the concurrence of the Senate is desired.

Mr. Phelan, by leave, withdrew a bill previously offered by him, entitled an act authorizing the issuance of Treasury notes, as advances on cotton.

On motion of Mr. Starke,

The Senate resolved itself into Committee of the Whole for the purpose of considering the bill before the Senate, and Mr. Quin's amendment thereto.

Pending the same in Committee of the Whole,

The following message was received from the House of Representatives :

MR PRESIDENT—

The House has passed a bill of the following title,

In which the concurrence of the Senate is desired :

To arm Capt. Pinson's cavalry company, and Capt. George Barnes' cavalry company, of Warren county.

Also, a joint resolution entitled

Resolution authorizing the Governor to receive into the State service Capt. C. McLaurin's cavalry company.

In which the concurrence of the Senate is desired.

After some spent in Committee of the Whole, the committee rose, reported progress, and asked leave to sit again in a few minutes.

The report of the committee was received and agreed to.

On motion of Mr. Quin,

The joint resolution of the House, above reported, authorizing the Governor to receive into the State service Capt. C. McLaurin's cavalry company, was taken up, and,

On motion of Mr. Ellett,

Was referred to the Committee on the Militia.

On motion of Mr. Buck,

The House bill reported above, entitled an act to arm Capt. Pinson's cavalry company, and Capt. Geo. Barnes' cavalry company, of Warren county, was taken up and read.

On motion of Mr. Starke,

The rule was suspended, and the bill read a second time by its title.

On motion of Mr. Phelan,

The rule was further suspended and the bill read a third time and passed,

The title standing as stated.

The Senate again resolved itself into Committee of the Whole on the Finance bill.

After some time spent in Committee of the Whole, the Committee rose, reported progress, and asked leave to sit again to-morrow morning at 9 o'clock.

On motion of Mr. Starke,

The report of the committee was received and agreed to.

On motion of Mr. Pegram,

The Senate adjourned until 9 o'clock, to-morrow morning.

SATURDAY, December 7th, 1861.

Senate met pursuant to adjournment.

The journal of yesterday was read and corrected.

Leave of absence was granted Mr. Cummings until Tuesday next, and Mr. Bowles for an indefinite period.

Mr. Thames, from the Committee on Enrolled Bills, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on Enrolled Bills, have examined bills of the following titles, to-wit:

An act granting leave of absence to the Probate Judge of Talahatchie county.

An act to provide for the accommodation of the Courts of the Confederate States.

An act to legalize the assessment of taxes in the county of Lawrence, for the year 1861.

Also, a resolution to furnish the Newton Rifles cap and cartridge boxes, and have found them correctly enrolled.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House of Representatives has passed,

A bill to be entitled an act to legalize the assessment roll of Hinds county, for the year 1861.

A bill to be entitled an act to amend an act entitled an act to regulate the laying out and working of roads, the establishment of ferries, and the erection of bridges, approved Feb. 11th. 1856.

In which the concurrence of the Senate is desired.

On motion of Mr. Pegram,

The resolution adopted by the Senate on the 3rd inst., instructing the Committee on the Auditor's Office, and Treasurer's Office, to make immediate investigation whether there is any defalcation in either of said Offices, and if so, to state the amount, &c., was referred to a select committee of three, consisting of Messrs. Neill, Mims and Jordan.

Mr. McLain called from the table a House bill entitled an act for the benefit of John E. Green and William Bridges, which,

On motion of Mr. McLain,

Was read the second time under a suspension of the rule, and,

On motion of Mr. Drane,

Was indefinitely postponed.

Mr. Ellett, by leave, introduced a bill entitled an act to extend the time for the redemption of land sold for taxes, which,

On his motion, was read the second time under a suspension of the rule, and referred to the Judiciary Committee.

Mr. Drane, by leave, withdrew from the Committee on Agriculture and Mechanics,

A bill entitled an act to encourage stock raising and for the protection of the owners thereof,

And presented the same for the action of the Senate.

The bill being on its second reading,

Mr. Huie offered the following amendment, which was adopted :

Amend by adding the following :

And for every cow or calf killed or injured, the sum of twenty dollars:

Mr. Griffin offered the following amendment :

Amend by striking out five and ten dollars, and inserting the value of the animal killed.

Mr. Starke moved the previous question,

Which was sustained.

The vote was then taken on Mr. Griffin's amendment, and the same was rejected.

On motion of Mr. Drahe,

The rule was suspended, the bill read a third time and passed as amended,

The title standing as stated.

Mr. Ellett, from the Judiciary Committee, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on the Judiciary, to whom was referred a House bill entitled an act for the relief of B. F. Johnson, *et. al.*, of Yallobusha county, have considered the same, and have instructed me to report back the said bill, and to recommend that the same do not pass.

Mr. McLain, from the Committee on the Institute for the Blind, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Joint Standing Committee on the Institute for the Blind, have instructed me to submit to the Senate, the following report :

Your committee have made a thorough investigation into the moral and financial condition of said Institution. so far as the documents placed in their possession would enable them to form a judgment in relation to the present and future prospects of the Institution, and have been much gratified at the result of their labors. They have found that the finances of the Institution have been managed by the Board of Trustees, for the last two years, with rigid economy. This fact is apparent from the amount of funds reported as being now on hand, after meeting the expenses incurred in the maintenance of the Institution. Your committee however, deem it their duty to state that they have only had access to the account current and the vouchers sustaining the same, from the first of May last, up to the time of the report of the Board of Trustees to the Legislature, and have, therefore, depended to some extent upon the printed report of said Trustees, for their conclusion as to the condition and prospects of the Institution. They were unable to go farther back than the time named above, because of the absence of Dr. Boyd, who had the keeping of the

accounts up to the time of leaving for Pensacola, in May last, and not leaving the accounts and vouchers in his possession where the committee could reach them.

It is gratifying to the friends of the blind, that those charged by the State with the supervision of this Institution, have nobly resolved, notwithstanding the financial distress which looks us in the face upon every side, to sustain this benevolent school of the State at all hazards, and that arrangements have been already affected, by which it is to be reopened some time in the present month, thus continuing to this unfortunate and helpless class of our people, the benefactions of a generous people, through the agency of their Legislature.

This, and other State Institutions of a similar character, may well be denominated Samaritan nurseries, of which we may be justly proud, and prouder still, to know that we have the means and the heart to sustain them amid the trying difficulties of the crisis through which we are now passing as a nation.

We cannot commend to the Legislature too strongly, the interest of the blind within our State, and too earnestly urge them to continue to extend to this Institution their wise counsels and fostering care.

Your committee, believing the present annual appropriation made by law amply sufficient to meet the exigencies of the Institution, under wise and judicious management, have no recommendations to make as to enlarging or lessening said appropriation,

All of which is respectfully submitted.

Mr. Mims, from a Select Committee, made the following report, Which was received and agreed to :

MR PRESIDENT—

The Committee on the Militia, to whom was referred the resolution authorizing the Governor to receive into the State service Captain C. McLaurin's Cavalry Company, have considered the same, and instructed me to report the same back to the Senate, and recommend that it be adopted.

On motion of Mr. Mims,

The resolution indicated was taken up, and on motion of Mr. Quin, the same was indefinitely postponed.

Mr. Ellett, by leave, introduced a bill entitled an act to amend the fifty-fifth article of the thirty-third chapter of the Revised Code, entitled an act in relation to slaves, free negroes and mulattoes.

On motion of Mr. Ellett,

The rule was suspended, the bill read a second time by its title.

Mr. Starke offered the following amendment, which was rejected :

Amend by striking out one hundred, before the word "lashes," and insert "thirty-nine."

On motion of Mr. Ellett,

The rule was further suspended, the bill read the third time and passed,

The title standing as stated.

Mr. Gordon, by leave, called from the House messages, a House bill entitled an act for the protection and defense of the Sea Shore of the State of Mississippi; which,

On his further motion,

Was read the second time by title, and referred to a select committee of three, consisting of Messrs. Gordon, Neill and Mims.

On motion of Mr. Starke,

The unfinished business of yesterday was taken up, to-wit :

A bill to be entitled an act to provide for the defense of the State, and the Senate resolved itself in Committee of the Whole, to consider the same, Mr. Starke in the Chair.

Pending which, the following message was received from the House of Representatives :

MR PRESIDENT—

I am requested to inform the Senate that the following Committee on the part of the House has been appointed to examine in vacation, the various Public Offices, under the joint resolution of the Senate, to-wit :

Mr. Lyle, of Scott, and Mr. Daniel, of Marshall.

After some time spent in committee of the whole, the committee rose, reported progress, and asked leave to sit again at three o'clock:

On motion of Mr. Starke,

The report was received and agreed to.

On motion, the Senate adjourned until three o'clock, P. M.

THREE O'CLOCK, P. M.

Senate met pursuant to adjournment.

Mr. Drane asked leave of absence for the Secretary of the Senate, Mr. Porter, which was granted,

After which the Senate resumed their labors in committee of the whole, on the Treasury Note Bill, Mr. Starke in the Chair.

After some time spent in committee of the whole, the committee rose, reported progress, and asked leave to sit again on Monday morning at ten o'clock.

On motion of Mr. Starke,

The report was received and agreed to.

On motion of Mr. Griffin,

The Senate adjourned until Monday morning, nine o'clock.

MONDAY, December 9th, 1861.

The Senate met pursuant to adjournment.

The journal of Saturday was read and approved.

On motion of Mr. Neely, leave of absence was granted Mr. McLain.

Mr. Greer, by leave, introduced

A bill to be entitled an act to prevent persons from walking or riding on the track of the several railroads of the State, and for other purposes,

Which was read the first and second time under a suspension of the rule.

Mr. Ellett offered the following amendment, which was adopted :

Amend by striking out the second section.

On motion of Mr. Greer, the rule was further suspended, the bill read a third time and passed, the title standing as stated.

Mr. Buck, by leave, introduced

A bill entitled an act to amend the law of evidence in criminal cases,

Which was read, and, on his motion, the rule was suspended, the bill read the second time by title, and referred to the Judiciary Committee.

Mr. Buck, by leave, introduced

A bill entitled an act to legalize the assessment of taxes in the county of Warren for the year 1861, and for other purposes,

Which was read.

On motion of Mr. Buck, the rule was suspended, the bill read the second and third time and passed, the title standing as stated.

On motion of Mr. Drane, the vote taken on Saturday, postponing indefinitely a bill entitled an act for the benefit of John E. Green and William Bridges, was reconsidered and the bill was laid on the table.

On motion of Mr. Ellett, leave of absence was granted Mr. Pegram.

The following message was received from the House of Representatives :

MR. PRESIDENT—

The House of Representatives have adopted the following joint resolution, in which the concurrence of the Senate is desired, to wit :

Resolved, (the Senate concurring,) That a committee of five on the part of the House and ——— on the part of the Senate, be appointed to inquire into and report to the Legislature the amount of the Confederate tax due from the State of Mississippi, and that they report by bill or otherwise, providing for the assumption and collection by the State.

The committee appointed on the part of the House are Messrs. Withers, Hooker of Hinds, Graham, Malone and Shields.

The House of Representatives has passed a Senate bill with the following title :

A bill to be entitled an act to amend article 58, section 11, chapter 33, of the Revised Code, entitled an act in relation to slaves, free negroes and mulattoes.

On motion of Mr. Ellett,

The Senate resolved itself into Committee of the Whole, for the purpose of further considering the Treasury note bill.

Pending the same, the following message was received from the House of Representatives ;

MR PRESIDENT—

The House of Representatives has passed bills with the following titles :

A bill to be entitled an act allowing the Board of Police of Pike county to license free negroes.

A bill to be entitled an act to legalize the assessment roll of Neshoba county for the year 1861,

In which the concurrence of the Senate is desired.

The Senate then resumed the consideration of the Treasury note bill in Committee of the Whole.

Pending which the following other message was received from the House of Representatives :

MR PRESIDENT—

The House of Representatives has passed a bill with the following title :

A bill to be entitled an act to invest the Probate Court of Hinds county with jurisdiction in the matter of the last will and testament of J. W. Harrison,

In which the concurrence of the Senate is desired :

Also, the following messages were received from the Governor :

EXECUTIVE OFFICE, }
Jackson, December 9th, 1861. }

Gentlemen of the Senate :

Having learned that Prof. M. Thomassy had been engaged in the manufacture of salt for a number of years in Italy and the French West Indies, I opened a correspondence with him in reference to supplying this State, and herewith enclose you his communications. I deem the manufacture of salt of great importance to this State, not only during the war but for all time to come, and would most respectfully submit his communication to your most favorable consideration.

JOHN J. PETTUS.

EXECUTIVE OFFICE,
Jackson, Miss., Dec. 9th, 1861. }

MR PRESIDENT—

It is made my duty, with the advice and consent of the Senate, to appoint Supervisors, Inspectors and Trustees for the various State Institutions. I hereby nominate as Supervisors of the Lunatic Asylum :

L. Julienne, Howell Hobbs, W. A. Withers.

As Inspectors of the State Penitentiary :

Charles H. Manship, C. R. Dickson, J. C. Napier.

As Trustees for the Institution for the Blind :

John W. Robinson, John Duncan, Alexander Virden.

As Trustees for the Institution for the Deaf and Dumb :

F. S. Hunt, Wm. H. Brown, A. B. Cabinis.

And would respectfully ask your advice and consent to their appointments.

JOHN J. PETTUS.

After some time spent in Committee of the Whole, the committee rose, reported progress and asked leave to sit again at three o'clock this evening.

On motion of Mr. Taliaferro, the report was received and agreed to.

On motion of Mr. Gordon, a joint resolution of the House in relation to the appointment of a joint committee to inquire into and report to the Legislature the amount of the Confederate Tax due from the State of Mississippi, and that they report by bill or otherwise, providing for the assumption and collection by the State, was taken up and concurred in.

On motion of Mr. Gordon, the blank in said resolution was filled with the number three, consisting of Messrs. Ellett, Wilson and Neill as the committee on the part of the Senate.

On motion, the Senate adjourned till 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The Senate met pursuant to adjournment.

Mr. Neely called from the House messages a House bill entitled an act to legalize the assessment roll of Neshoba county for the year 1861, which was read.

On motion of Mr. Neely, the rule was suspended, the bill read the second and third time and passed, the title standing as stated.

On motion of Mr. Huie, a House bill entitled an act to authorize James C. Quin, Thomas C. Raspberry and William A. L. Harris, to make a will, was called from the table, and on motion of Mr. Huie, the rule was suspended, the bill read a second and third time and passed, the title standing as stated.

Mr. Poindexter, by leave, introduced

A bill entitled an act for the relief of the Lunatic Asylum.

On motion of Mr. Poindexter,
The rule was suspended, the bill read a second and third time,
and passed,

The title standing as stated.

Mr. Starke offered the following resolution,

Which was adopted:

Resolved, That after this day leave of absence shall not be granted to any member, unless such absence shall be indispensable on account of sickness or for some other cause.

On motion of Mr. Greer, the Senate went into Committee of the Whole to consider the Treasury Note Bill—

Mr. Taliaferro in the chair.

After some time spent therein the committee rose, reported the bill back to the Senate with various amendments, and recommended the adoption of the amendments and the passage of the bill as amended.

On motion of Mr. Taliaferro, the report was received and agreed to.

On motion of Mr. Huie, the bill reported was taken up for consideration.

The following are the amendments reported by the committee, all of which were adopted by the Senate:

1st. Insert nearest or most convenient market to be specified.

2d. Amend by striking out \$15 and inserting \$25.

3d. Amend the amendment by striking out the word "five."

4th. To strike out "per bale on the number of bales," and insert "every 400 pounds of baled cotton."

5th. "And to said Auditor and Treasurer the further sum of one cent per bale where the quantity advanced upon exceeds fifty bales."

6th. Amend the 14th section by inserting the word "wilfully" in the 6th line, before the word "fail."

7th. Amend by striking out the word "less" before the word "five" in the — line of section 14 and insert "more."

8th. That the Auditor and Treasurer are hereby required to keep such books and to make such entries as may be necessary to show the number and amount of the Treasury notes issued under this act, the date of issuance, the persons to whom issued, the amount repaid, and when, and by whom and in what, together with such other entries as may be required fully to show all their acts and doings in relation to the issuance and redemption of the Treasury Notes authorized by this act.

Mr. Gordon offered the following amendment:

Amend by adding at the end of the 10th section as follows:

The county of Wilkinson is excepted from the provisions of this act so far as it may include the special tax levied by said county under the provisions of an act entitled "an act to extend the powers and confirm the acts of the Boards of Police in certain cases," approved the 2d of August, 1861.

Three Senators called for the yeas and nays on its adoption, and the same was adopted by the following vote :

YEAS—Messrs. Buck, Davis, Ellett, Gordon, Huie, Jordan, Luckett, Neely, Poindexter and Wilson—10.

NAYS—Mr President, Messrs. Griffin, Greer, Mims, Oliver, Phelan, Starke, Taylor and Taliaferro—9.

On motion of Mr. Buck, the bill and amendments were laid on the table, ordered to be printed, and made the special order for to-morrow; at 12 o'clock, M.

Mr. Gordon made the following report, which was received and agreed to :

MR PRESIDENT—

The select committee, to whom was referred the bill to be entitled "an act for the protection and defense of the seashore of the State of Mississippi," have had the said bill under their consideration, and after considering the great importance of the subject presented, and making all the inquiry their limited time would permit in reference to the facts connected therewith, have come to the conclusion that our seacoast is in great danger of being immediately occupied by our common enemy, and that the lives and property of a large number of our people are put in imminent peril. Your committee would therefore respectfully ask leave to present for consideration the following views :

The sea-coast in the State of Mississippi is about one hundred miles in extent ; that on the inside of Ship Island, about twelve miles from the shore of Mississippi City, is the best harbor for large vessels of war this side of the capes of North Carolina, with a ship channel into it at all times about twenty-two feet in depth, and at high tide often twenty-four feet. The harbor is about nine miles in length, along the inside shore of Ship Island, and from one to two miles wide, with nearly an equal depth of water from twenty-two to twenty-four feet. It is known by all that shortly after the commencement of the present war a number of the enemy's large vessels were, and have been ever since, hovering about the coast of this spacious harbor, and some of them were often in the harbor itself, and that there are at this time several of their large ships within it ; that at no time since the commencement of the war has there been any adequate means provided or a military force placed at any point along this coast sufficient to have made anything like a formidable resistance to a large invading army. That for the greater part of the time there were only a few companies of infantry, with perhaps one or two small batteries of light artillery, and for a short time one regiment and a small battery of large guns stationed on Ship Island, the latter of which, after remaining there about two months, were,

with its armament, withdrawn, and the island immediately after occupied by the enemy, who, as your committee are informed, are erecting fortifications on the spot abandoned by our troops. At no time since the war began has there ever been along our whole coast an effective military force exceeding two thousand men. There has never been fortifications erected at any point along the coast, and the land forces that were there from time to time, if they had been five times their number, without formidable batteries of heavy artillery, could have made but a feeble resistance to the landing of a large invading army. Your committee are informed that even the small force that were on this coast have been nearly all withdrawn, and that there is at this time only one scant regiment there, and two batteries with only six very light guns, and that the whole line is left defenseless, with a large number of the enemy in sight of the shore. It will be recollected by all who are acquainted with this coast, that there are over a hundred places where the enemy's launches can approach the shore and land almost any number of men, it consequently must be evident that the only effectual means that can be devised to meet the marauders and beat them back, will be by properly constructed light-draught steam gun-boats, which can speedily fly from one point to another along the coast. It would be almost impossible to erect formidable heavy gun batteries at every point at which the enemy could land along this coast of one hundred miles, and would require an army divided into numbers suitable at each point, the aggregate of which would be at least thirty thousand men. No war vessels on our part have ever been placed in these waters to defend this coast, and none have acted as such except two or three old lake boats, which with their armament require from seven to eight feet of water to float them, and on account of their frail condition they seldom venture to pass near the enemy's vessels. It is known to all who are acquainted with our sea-coast that for three or four miles from the shore all along the coast, the water is generally very shallow; that there are various narrow channels making in near the shore, forming a great many passes of from three to four feet deep, through which those acquainted with them can readily conduct a light draught vessel in and out. Thus, by means of light-draught steam gunboats, drawing not over three feet, managed by our people acquainted with these waters, any launch or gunboat of the enemy could be kept from landing on the shore unless they should attempt to approach in very large numbers, and even in that case they could be greatly harassed and retarded, and probably repulsed and driven back. Your committee are informed by those acquainted with this coast that five or six well-built gunboats, propelled by steam, drawing not more than three feet water, properly manned, armed and equipped, would be amply sufficient to compete with and capture or drive off any launches or gunboats the enemy could bring in those shallow

waters, unless their numbers were so great as to overwhelm them by the mere force of numbers.

Your committee are further informed and assured that such light-draught steam gunboats can be built, armed and equipped, and placed on the water for service, for a comparatively small amount each; that very near the points where they are required there are ample means and facilities for their immediate construction, and that one of them can be completed, ready for active service, every three weeks, until they are all completed, or that all of them can be completed, ready for use, in six weeks if required. In view of these facts, and this defenseless situation of our coast and the imminent danger thus threatening the lives and property of our citizens, your committee are of the opinion that some law should be passed upon the subject set forth in said bill, and that no time should be lost in proceeding at once to carry its provisions into effect. I am therefore instructed to report an amendment by way of substitute for said bill, and recommend that it be passed.

And on motion of Mr. Gordon the bill referred to was taken up.

Mr. Ellett offered the following amendment to the bill, which was adopted:

Insert after the words "Treasury Notes," in first section, the words "heretofore authorized to be issued."

On motion of Mr. Gordon, the bill as a substitute as aforesaid was read the third time under a suspension of the rule and passed as amended, the title standing as stated.

Mr. Griffin called from the House messages a House bill to be entitled an act for the benefit of W. T. Huggins, which was read.

On motion of Mr. Griffin, the bill was read a second time under a suspension of the rule, and referred to a select committee of three, consisting of Messrs. Griffin, Davis and Wilson.

On motion of Mr. Starke,

The Senate adjourned until to-morrow morning at 9 o'clock.

TUESDAY, December 10th, 1861.

Senate met pursuant to adjournment.

The journal of yesterday was read and approved.

Mr. Wilson, from the Committee on Education, made the following report,

Which was received and agreed to:

MR PRESIDENT :

The Committee on Education, to whom was referred the application of J. C. Groves, for the reduction of the price of certain Chickasaw school lands, located in Leake county, have had the same under consideration, and have instructed me to report against said application.

Mr. Buck, from the Committee on the Judiciary, made the following report, which was received and agreed to :

MR PRESIDENT—

The Committee on the Judiciary, to whom was referred a bill entitled an act to amend the law of evidence in criminal cases, have had the same under consideration, and have instructed me to report the same back and recommend its passage.

On motion of Mr. Buck,

The bill indicated was taken up, the rule suspended, read the second and third time and passed,

The title standing as stated.

Mr. Lockett, from the same committee, made the following report, which was received and agreed to :

MR PRESIDENT—

The Committee on the Judiciary to whom was referred a resolution instructing them to inquire into the expediency of providing by law for the postponement of the collection of all fines and forfeitures until twelve months after the termination of the present war, have had the same under consideration, and have instructed me to report the accompanying bill, and to recommend that it do pass.

Mr. Neill offered the following amendment,

Which was adopted :

Strike out the words "or hereafter to be rendered."

On motion of Mr. Lockett,

The rule was suspended, the bill considered as engrossed, read a third time and passed as amended,

The title standing as stated.

Mr. Gordon, from the Committee on Finance, made the following report, which was received and agreed to :

MR PRESIDENT—

The Committee on Finance, to whom was referred the bill to be entitled an act for the assessment of real estate in this State, have had the same under consideration, and have instructed me to report the same back to the Senate, and recommend that it do not pass.

Mr. Griffin moved that the report be disagreed to,

Which motion was lost.

Mr. Griffin, from a select committee, made the following report, which was received and agreed to :

MR PRESIDENT—

The select committee, to whom was referred a bill for the relief of W. T. Huggins, have had the same under consideration, and have instructed me to report the same back to the Senate, together with the following bill as a substitute, and recommend that it do pass.

On motion of Mr. Griffin,

The bill referred to was taken up, and the substitute referred to passed under a suspension of the rule, the title standing as stated in the substitute.

The following is the substitute passed as aforesaid :

An act for the relief of W. T. Huggins.

Sec. 1. *Be it enacted by the Legislature of the State of Mississippi*, That the Auditor of Public Accounts be and he is hereby authorized and required to issue his duplicate warrant on the Treasury of the State in favor of W. T. Huggins, Assessor of Taxes for the county of Chickasaw, for the amount of his commissions for assessing the State Tax for the year 1860, amounting to the sum of five hundred and seventy-four dollars and sixty-seven cents.

Sec. 2. *And be it further enacted*, That this act take effect and be in force from and after its passage.

Mr. Neill offered the following resolution, which was adopted :

Resolved, That the Judiciary Committee be requested to inquire into the expediency of so changing or modifying the so-called stay laws, so as to avoid the supposed constitutional objections that exist to that law, and report by bill or otherwise.

Mr. Poindexter, by leave, introduced a bill to be entitled an act providing for the calling of a State Convention, which was read, and—

On motion of Mr. Starke,

Was laid on the table.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House of Representatives has concurred in the Senate amendment to the House bill to be entitled an act for the protection and defense of the sea shore of the State of Mississippi.

The House has passed the Senate bill to be entitled an act to legalize the assessment of taxes in the county of Warren for the year 1861, and for other purposes.

Mr. Lockett presented a petition from sundry citizens of Madison county, which was referred without being read, to a select com-

mittee of three, consisting of Messrs. Lockett, Neely, and Poindexter.

On motion of Mr. Neill,

The special order for to-day, at 12 o'clock M., was taken up and read, to-wit :

A bill to be entitled an act authorizing the issuance of Treasury notes as advances upon cotton.

On motion of Mr. Starke,

The Senate adjourned to 3 o'clock, P. M.

THREE O'CLOCK, P. M.

Senate met pursuant to adjournment.

The consideration of the unfinished business when the Senate adjourned, was resumed.

Mr. Buck offered the following amendment to the bill, which was lost :

Amend by striking out section 12.

Mr. Buck also offered the following amendment, which was adopted :

Amend the third section by inserting in the fifth line, after the word "receipt," the following words :

"Or to some other factor to be selected by such party, and notified to the Governor at the time of shipment."

Mr. Phelan offered the following amendment, which was adopted :

Insert at end of 3d section, the following words :

And the Governor is hereby required to place the bonds in suit, upon any breach of the same.

Mr. Lockett offered the following amendment, which was adopted :

Amend section 13, 4th line, by inserting after the word "five," the following :

"Nor more than ten."

Mr. Wilson moved to reconsider the vote taken on yesterday, adopting the amendment offered by Mr. Gordon to the tenth section of the bill.

The motion prevailed by the following vote, the yeas and nays having been called :

YEAS—Mr President, Messrs. Bowles, Brown, Griffin, Greer, Huie, Mims, Oliver, Phelan, Quin, Starke, Taylor, Taliaferro, Thames and Wilson—15.

NAYS—Messrs. Buck, Davis, Ellett, Gordon, Jordan, Lockett, Neely, Neill and Poindexter.—9.

The question then recurred on the adoption of the amendment

just reconsidered, and the same was rejected.

Mr. Buck offered the following amendment, which was rejected :

Amend fourteenth section by striking out all in said section, making the failure of a party to whom an advance is made, under the provisions of the bill, to comply with his contract an indictable offense, and punishable by imprisonment in the penitentiary.

Mr. Starke offered the following amendment, which was adopted :

Amend first line, fifteenth section, by striking out all after the word "any," to the word "who," and insert "public officers or other persons."

Mr. Starke also offered the following amendment :

Amend by striking out all after the word "dollars," in tenth line, section one, down to the word "at," in eleventh line ; and insert after the word "Mississippi," in same line, the words "and the faith of the State is hereby pledged for the payment of the same."

The amendment was adopted by the following vote, the yeas and nays being called for :

YEAS.—Mr President, Messrs. Bowles, Brown, Davis, Huie, Luckett, Mims, Neely, Neill, Poindexter, Quin, Starke, Taliaferro, Thames and Wilson.—15.

NAYS.—Messrs. Ellett, Griffin, Greer, Gordon, Jordan, Oliver, Phelan and Taylor.—8.

On motion of Mr. Starke,

The Senate adjourned until 9 o'clock to-morrow morning.

WEDNESDAY, Dec. 11th, 1861.

The Senate met pursuant to adjournment.

Prayer by Rev. Mr. Anderson.

The journal of yesterday was read and approved.

Mr. Luckett presented a petition from Jno. G. Howard, which was referred to the Judiciary Committee without being read.

Mr. Thames, from the Committee on Enrolled Bills, made the following report :

MR. PRESIDENT—

The Committee on Enrolled Bills have examined bills of the following titles, to-wit :

An act to legalize the assessment of taxes of the county of Warren, for the year 1861, and for other purposes.

An act to amend article 58, section 11, chapter 33, of the Revised Code, entitled an act in relation to slaves, free negroes and mulattoes.

An act to authorize the Board of Police of Tishomingo county to sell the poor-house and lands connected therewith.

And find them correctly enrolled.

Mr. Taliaferro presented a memorial of sundry merchants and citizens of Panola county, on the subject of the sequestration act of the Confederate Congress, which was referred to the Committee on State and Confederate relations, without being read.

Mr. Greer, by leave, introduced a bill to be entitled,

An act authorizing minors to be bound in certain cases, which,
On his motion,

Was read the second time by its title, and referred to the Judiciary Committee.

Mr. Buck, by leave, introduced a bill to be entitled,

An act to amend an act entitled an act to provide for erecting levees on the banks of the Mississippi river, in Warren county, passed the 23d of February, 1846; and also an act to amend an act entitled an act to amend an act entitled an act to provide for erecting levees on the banks of the Mississippi in Warren county, passed the 9th of March, 1850.

On motion of Mr. Buck,

The rule was suspended, and the bill read a second time by title.

Mr. Neill offered the following amendment, which was adopted:

In seventh line of section eight, strike out the words "double the amount of" and insert in lieu thereof, "fifteen per cent. on the amount of and for."

On motion of Mr. Buck,

The rule was further suspended, the bill considered as Engrossed, read a third time and passed as amended,

The title standing as stated.

Mr. Buck, by leave, introduced a bill to be entitled,

An act to amend the charter of the city of Vicksburg, which,
On his motion,

Was read the second time by title, under a suspension of the rule, and referred to the Finance Committee.

Mr. Brown, by leave, called from the House messages a House bill entitled an act to repeal the common school law of Copiah county, &c., approved December 6th, 1859.

On motion of Mr. Brown,

The rule was suspended, the bill read the second and third time, and passed,

The title standing as stated.

Mr. Davis by leave, called from the House, messages a House bill entitled an act for the relief of O. W. Shipp, of Calhoun county, which was,

On his motion,

Read three several times under a suspension of the rule, and passed,

The title standing as stated.

Mr. Pegram, by leave, called from the House messages a House bill entitled an act for the relief of W. P. Baldwin, of Tippah county.

On motion of Mr. Pegram,

The rule was suspended, and the bill read a second time by its title.

Mr. Pegram offered the following amendment, which was adopted :

Be it further enacted, That W. A. Boyd is hereby authorized to draw the amount of money, and receipt for the same.

On motion of Mr. Pegram,

The rule was further suspended, the bill read a third time and passed as amended,

The title standing as stated,

On motion of Mr. Jordan,

A special order for the 23d ultimo, was taken up, to-wit :

A Senate bill to be entitled an act to amend chapter 64, section 10, of the Revised Code, relative to the circulation of small bills, and for other purposes.

The question recurred on the amendment previously offered by Mr. Gordon, to-wit :

Amend by inserting after the word "indicated," in the 4th line of the second section, the following provisos :

Provided, That all amounts under one dollar, shall remain under and be subject to the provisions of the above recited act, in the same manner as if this act had not been passed.

And provided further, That no half bill under the denomination of five dollars, shall be circulated under the same penalty mentioned in said act.

Mr. Ellett offered the following amendment to the said amendment, which was adopted.

Amend the amendment by striking out all after the word "passed."

Mr. Gordon moved that the bill be considered Engrossed, and be put upon its third reading, which prevailed, and the bill was so read.

Three senators called for the yeas and nays on the passage of the same, and the bill passed by the following vote :

YEAS.—Messrs. Brown, Buck, Cummings, Davis, Ellett, Griffin,

Greer, Gordon, Huie, Jordan, Luckett, McLain, Moore, Neely, Neill, Pegram, Poindexter, Quin, Starke, Taylor, Thames and Wilson.—22.

NAYS.—Mr President, Messrs. Bowles, Chrisman, Mims, Oliver, Phelan and Taliaferro.—7.

Mr. Huie, by leave, called from the House Messages a House bill entitled an act to repeal part of an act entitled an act to establish a turnpike and ferry across Big Black and bottom, approved December 3d, 1858, which,

On his motion,

Was read the second time by title, under a suspension of the rule, and referred to a select committee of three, consisting of Messrs. Hue, Luckett and Neely.

Mr. Thames, by leave, called from the House messages a House bill entitled an act to provide for indexing the papers in the Probate Office of Lauderdale county, and for other purposes.

On motion of Mr. Thames,

The rule was suspended, the bill read a second time by title.

Mr. Thames offered the following amendment, which was adopted :

Amend by inserting at the end of the fourth line, in the second section, the following :

And from time to time hereafter, whenever necessary, such clerk shall continue to perform such services.

Mr. Buck offered the following amendment, which was adopted :

Amend by adding—

Sec. 3. *Be it further enacted*, That the provisions of this act be and the same are hereby extended to the county of Warren.

On motion of Mr. Thames,

The rule was further suspended, the bill considered as engrossed, and passed as amended.

Mr. Buck offered the following amendment to the title, which was adopted :

Amend title by inserting the words "and Warren" between the word "Lauderdale" and the word "county;" also, change the word "county" to "counties."

On motion of Mr. Luckett,

The unfinished business of yesterday was taken up, to-wit :

A bill to be entitled an act authorizing the issuance of Treasury notes as advances upon cotton.

Mr. Luckett offered the following amendment, which was adopted :

Amend the 17th line, in 3d section, by inserting after the word "shall" and before the word "fall," the word "likewise."

Mr. Drane offered the following amendment, which was adopted :

Amend first section by adding after the word "five" in the fourth line, the words "and a half," and in the fifth line after the figures "\$650,000 of," strike out "2s" and insert "2½s."

Mr. Mims offered the following amendment, which was rejected :

Amend section 6 by adding thereto—

And if said cotton so delivered, shall be more than sufficient to pay said advances, only a sufficiency thereof shall be sold to pay the same, and the balance over shall be subject to the order of the owner.

Mr. Lockett offered the following amendment :

Amend 3d line, 7th section, by inserting after the word "silver," and before the word "or," the words "Confederate Treasury notes."

The yeas and nays were called upon the adoption of said amendment, and the same was rejected by the following vote :

YEAS.—Messrs. Lockett, McLain and Moore.—3

NAYS.—Mr. President, Messrs. Bowles, Brown, Buck, Chrisman, Cummings, Davis, Ellett, Griffin, Greer, Gordon, Huie, Jordan, Mims, Neely, Neill, Oliver, Pegram, Phelan, Poindexter, Quin, Starke, Taylor, Taliaferro, Thames and Wilson.—26.

The following message was received from the House of Representatives :

MR. PRESIDENT—

The House has passed a Senate bill to be entitled :

An act to provide for the establishment of Hospitals for the Mississippi troops and for other purposes, and have adopted an amendment thereto,

In which the concurrence of the Senate is desired.

The House has passed a bill with the following title :

A bill to be entitled an act to amend article 139, chapter 6, of the Revised Code, in relation to Coroners.

Mr. Mims offered the following amendment to the bill under consideration :

Amend section 9 by striking out in 4th line the words "and said funds only," and insert at end of said section the words "and in addition thereto the faith of the State is hereby pledged for the redemption of said notes."

The motion to strike out prevailed.

The yeas and nays were called on the adoption of said amendment in relation to inserting, and the same was rejected with the following vote :

YEAS.—Mr. President, Messrs. Bowles, Brown, Chrisman, Cummings, Huie, Mims, Neely, Neill, Quin, Starke and Thames.—12.

NAYS.—Messrs. Buck, Davis, Ellett, Griffin, Greer, Gordon, Jordan, Lockett, McLain, Moore, Oliver, Pegram, Phelan, Poindexter, Taylor, Taliaferro and Wilson.—17.

Mr. Wilson moved to reconsider the vote taken on yesterday, adopting the following amendment offered by Mr. Starke :

Amend by striking out all after the word "dollars," in 10th line, and insert after the word "Mississippi," in same line, the words "and the faith of the State is hereby pledged for the payment of the same."

Pending the motion to reconsider said amendment,
The Senate adjourned until 3 o'clock, P. M.

THREE O'CLOCK, P. M.

Senate met pursuant to adjournment.

Mr. Jordan, by leave, introduced a bill to be entitled

An act for the protection of Robert D. Haden, Receiver of Public Moneys, at Columbus, Mississippi, and his securities, and for other purposes, which,

On motion of Mr. Jordan,

Was read the second time by title, under a suspension of the rule and referred to the Judiciary Committee.

Mr. McLain, by leave, introduced a bill to be entitled

An act for the benefit of the Mobile and Ohio Railroad Company,

Which was read the second time by title, under a suspension of the rule, on the motion of Mr. McLain, and was referred to the Committee on Claims.

Mr. Mims, by leave, called from the House messages a House amendment to the Senate bill entitled an act to provide for the establishment of hospitals for the Mississippi troops, and for other purposes.

On motion of Mr. Mims,

The amendment was concurred in by the Senate.

The Senate then resumed the consideration of the subject before them at their adjournment.

The yeas and nays were called on the motion of Mr. Wilson, to reconsider Mr. Starke's amendment as aforesaid, and said motion was rejected by the following vote :

YEAS.—Messrs. Ellett, Griffin, Greer, Jordan, Moore, Oliver, Pegram, Phelan, Taylor, Taliaferro and Wilson.—11.

NAYS.—Mr President, Messrs. Bowles, Brown, Chrisman, Cummings, Davis, Gordon, Huie, Lockett, McLain, Mimms, Neely, Nell, Poindexter, Quin, Starke and Thames.—17

Mr. Mims offered the following amendment, which was adopted ;

Amend the 1st section by striking out the 9th, 10th, 11th and 12th lines, and insert :

Receivable in payment for cotton pledged heretofore, and for all taxes due the State except the Military tax ; secured by pledge of the faith of the State.

Six months, after the ratification of a treaty of peace between the Confederate States and the United States, the State of Mississippi will pay — dollars to bearer, at the Treasurer's office in Jackson Mississippi.

Issued——

Auditor.

Treasurer.

On motion of Mr. Greer,

The bill was considered as engrossed, and read the third time and passed as amended,

The title standing as stated.

The following is the vote taken on the passage of the said bill :

YEAS.—Mr President, Messrs: Bowles, Brown, Chrisman, Cummings, Griffin, Greer, Huie, Jordan, Mims, Neely, Neill, Oliver, Pegram, Quin, Starke, Taliaferro, Thames and Wilson.—19.

NAYS.—Messrs: Buck, Davis, Ellett, Gordon, Luckett, McLain, Moore, Phelan, Poindexter and Taylor.—10.

Mr. Luckett, by leave, called up a special order entitled an act to establish a Banking company in this State to be called the Bank of Mississippi.

On motion of Mr. Luckett,

The bill reported was referred to a select committee of three consisting of Messrs. Luckett, Ellett and Phelan.

Mr. Starke, by leave, called up a special order entitled proposition to amend the charter of the Columbus Life and General Insurance Company, which,

On motion of Mr. Jordan, was referred to a select committee of three, consisting of Messrs. Jordan, Luckett and Moore.

The following message was received from the Governor :

EXECUTIVE OFFICE,
Jackson, Miss., Dec. 11, 1861. }

MR PRESIDENT—

His Excellency the Governor has signed and approved the following Senate bills and resolutions :

An act granting leave of absence to the Probate Judge of Tallahatchie county.

An act to legalize the assessment of taxes in the county of Lawrence, for the year 1861.

A resolution in relation to furnishing the Newton Rebels with cartridge and cap boxes.

Mr. McLain called from the table a House bill entitled an act to donate the Swamp and Overflowed land in the counties of Harrison, Jackson and Perry, to the Boards of Police of said counties, and for other purposes.

The question recurred on the adoption of the amendment to said bill previously recommended by a select committee to whom the bill was referred, and the same was adopted.

Mr. Ellett moved to postpone the bill indefinitely, which motion was lost.

On motion of Mr. McLain,

The rule was suspended, the bill read a third time, and put upon its passage, and,

The same was rejected.

On motion,

The Senate adjourned until to-morrow, at 9 o'clock, A. M.

THURSDAY, December 12th, 1861.

The Senate met pursuant to adjournment.

Prayer by the Rev. Mr. McLain.

The journal of yesterday was read and approved.

Mr. Ellett, from the Judiciary Committee, made the following report,

Which was received and agreed to :

MR. PRESIDENT—

The Committee on the Judiciary, who were instructed by the Senate to inquire into the expediency of abolishing champerty in this State, and to report by bill or otherwise, have considered the subject of such reference, and for the purpose of abolishing the rule of law that a sale or conveyance of real estate made by a person out of possession, the land being held adversely to him by another, is void on the ground that such sale or conveyance is champertous, have instructed me to report a bill entitled an act to amend the thirty-sixth chapter of the Revised Code, entitled an act relating to real estate, alienation and partition, and to recommend its passage.

The bill above indicated was taken up, read a second and third time under a suspension of the rule and passed,

The title standing as stated.

On motion of Mr. Gordon, leave of absence was granted Mr. Luckett.

Mr. Poindexter called up the message received from the Governor on Monday last, relative to a communication between the Governor and Prof. R. Thomassy, in relation to the manufacture of salt for the State of Mississippi.

The message and communication were referred to a committee of three, consisting of Messrs. Poindexter, Wilson and Oliver.

On motion of Mr. Wilson, the House messages were taken up in their order ;

A House bill entitled an act to amend the criminal law relative to the violation of the sabbath in the counties of Hancock, Harrison, Jackson and Pike, was read.

On motion of Mr. Gordon,

The rule was suspended, the bill read a second time by title and laid on the table.

A House bill entitled an act to amend an act entitled an act to define the powers of the County Police of Covington and Pike counties, in relation to the three per cent. fund, approved February 13th, 1846, and for other purposes, was read.

On motion of Mr. Thames,

The rule was suspended, the bill read a second time by title.

Mr. Quin offered the following amendment,

Which was adopted :

Amend by striking out the third section of the bill.

On motion of Mr. Quin,

The rule was further suspended, the bill read a third time and passed as amended,

The title standing as stated.

A House bill entitled an act in relation to the school fund of Green county, was read.

On motion of Mr. McLain,

The rule was suspended, the bill read a second and third time and passed,

The title standing as stated.

The following message was received from the House of Representatives :

MR PRESIDENT—

The following Committees have been appointed on the part of the House under the Joint Resolution appointing certain committees to sit in vacation :

On the offices of Chief of Ordnance, Adjutant General, Quartermaster General and the Military Board,

Messrs. Strong, of Carroll, and Billups, of Lowndes,

On the offices of Auditor, Treasurer, Secretary of State and Executive, and the following Institutions ;-

Penitentiary, Lunatic Asylum, Deaf and Dumb Institute and Institution for the Blind,

Messrs. Lyle, of Scott, and Daniel, of Marshall.

The House has passed a bill to be entitled an act to create a fund for the support of destitute families of volunteers in this State and for other purposes,

In which the concurrence of the Senate is desired.

A House bill entitled an act to reduce the salary of the Probate Judge of Pontotoc county, was read.

On motion of Mr. Wilson,

The rule was suspended, the bill read a second and third time and passed,

The title standing as stated.

A House bill entitled an act to reduce the salary of the Probate Judge of Rankin county, was read.

On motion of Mr. Quin,

The rule was suspended, the bill read a second and third time and passed,

The title standing as stated.

A House bill entitled an act to be entitled an act to reduce the salary of the Probate Judges of Yallobusha and Franklin counties, was read.

On motion of Mr. Ellett,

The rule was suspended and the bill read a second time by title.

On motion of Mr. Drane,

The rule was further suspended, the bill read the third time and passed,

The title standing as stated.

A House bill entitled an act to amend the charter of the city of Jackson, was read.

On motion of Mr. Mims,

The rule was suspended, the bill read a second and third time and passed,

The title standing as stated.

A House bill entitled an act authorizing the Auditor to issue his warrant on the Treasurer for seventy-one dollars and sixty cents, in favor of Jackson Gas Light Company, for balance due on chandeliers and fixtures, purchased for the State Capitol, was read.

On motion of Mr. Mims,

The rule was suspended, the bill read a second and third time and passed,

The title standing as stated.

A House bill to be entitled an act for the relief of Thomas S. Parker, of Clark county, was read.

On motion of Mr. McLain,

The rule was suspended, the bill read a second and third time and passed,

The title standing as stated.

A House bill entitled an act to reduce the price of swamp and overflowed lands in the county of Jackson, was read.

On motion of Mr. McLain,

The rule was suspended, the bill read a second time by title and laid on the table

The following message was received from the House of Representatives :

MR PRESIDENT—

The House of Representatives has passed Senate bills with the following titles :

A bill to be entitled an act to amend chapter sixty-four, section ten, of the Revised Code, relative to the circulation of small bills and for other purposes.

A bill to be entitled an act in relation to evidence of title in certain cases,

And have passed a bill to be entitled an act for the relief of Joseph A. Sykes and George W. Wall,

In which the concurrence of the Senate is desired.

Mr. Starke, by leave, called up out of its order, a House bill entitled an act to reduce the salary of the Probate Judge of the county of Bolivar, which was read.

On motion of Mr. Starke,

The rule was suspended, the bill read the second time by title, and indefinitely postponed.

A House bill entitled an act to charter the Hebrew Benevolent Congregation Aushi-Chassea, in the city of Vicksburg, Warren county, was read.

On motion of Mr. Buck,

The rule was suspended, the bill read a second time by title, and referred to a select committee of three, consisting of Messrs. Buck, Neill and Mims.

A House bill entitled an act in regard to the Assessor of Tunica county, was called up and read out of order, by Mr. Oliver.

And on his motion,

The rule was suspended, the bill read a second and third time.

On motion of Mr. McLain,

The same was referred to the Judiciary Committee.

A House bill entitled an act to reduce the taxes of Hancock county, and for other purposes, was read.

On motion of Mr. Gordon,

The rule was suspended, the bill read a second and third time and passed,

The title standing as stated.

A House bill entitled an act to be entitled an act to incorporate Cooper's Well, in Hinds county, was read.

On motion of Mr. Mims,

The rule was suspended, the bill read a second time by title,

And on motion of Mr. Wilson,

Was indefinitely postponed.

Mr. Gordon, from the Committee on Finance, made the following report,

Which was received and agreed to :

MR. PRESIDENT—

The Committee on Finance, to whom was referred the bill declaring what Bank Notes, of Banks located out of this State shall be taken in payment of taxes, have had the said bill under consideration, and after making sundry amendments thereto, have instructed me to report said bill back to the Senate, and recommend that it do pass.

On motion of Mr. Gordon,

The bill referred to was taken up, to-wit :

A bill to be entitled an act authorizing the receipt of certain Bank Notes in payment of taxes.

The following are the amendments offered by the committee:

Amend by inserting after the word "State," in the seventh line of the first section, the following words, "or to any corporation of any county, city, or corporate town therein."

Amend at the end of first section by adding, "so long as the notes of the above named Banks circulate at par value in their own States."

Fill first blank with the words "one thousand dollars."

Strike out all after the word "dollars," to the word "provided," in second line.

The first of said amendments was adopted.

Mr. Mims moved to lay the bill and amendments on the table, which motion was lost by the following vote :

YEAS—Mr President, Messrs. Brown, Cummings, Greer, Huie, Mims and Quin—7.

NAYS—Messrs. Bowles, Buck, Davis, Ellett, Griffin, Gordon, Jordon, McLain, Moore, Neely, Neill, Oliver, Pegram, Phelan, Poindexter, Taylor, Taliaferro, Thames and Wilson—19.

Mr. Phelan offered the following amendment as a substitute for the second amendment recommended by the committee :

Provided, That the Treasurer of this State is hereby empowered to forbid the acceptance of the notes of any one or more of the Banks in payment of taxes, at any time he deems proper; and notify the same to the Sheriffs of the State; and, after such notification and prohibition, shall be made known to the said Sheriffs, they shall not be authorized to receive the said Bank Note or Notes as prohibited in payment of taxes; and, upon receiving such notification, the Sheriffs shall immediately go before some Judge or Justice of the Peace, and make oath that to the amount of the

notes so prohibited, then in their hands, which oath shall be deposited by the said Judge or Justice, with the Board of Police of the respective counties.

(Insert at end of first section.)

Said substitute was adopted.

On motion of Mr. Gordon,

The fourth amendment reported by the committee was laid on the table

Mr. Neill offered the following amendment to the bill,

Which was adopted :

Insert after Penitentiary, the words, "not less than three and not exceeding five."

Mr. Phelan offered the following amendment,

Which was adopted :

Amend by inserting after the word "silver" in the twelfth line of 2nd section, the words "or any Bank Notes received under this act."

Mr. Oliver offered the following amendment which was adopted:

Be it further enacted, That this act shall be in force to the end of the next session of the legislature and no longer.

Mr. Drane offered the following amendment :

Provided, That such Banks shall, by resolution agree to receive at par and pay out all Treasury Notes heretofore issued or hereafter issued by the State of Mississippi.

Said amendment was laid on the table, by the following vote, on motion of Mr. Phelan.

YEAS—Messrs. Bowles, Buck, Davis, Ellett, Griffin, Gordon, McLain, Moore, Neely, Neill, Pegram, Phelan, Poindexter and Taylor—14.

NAYS—Mr President, Messrs. Brown, Cummings, Greer, Huie, Mims, Oliver, Quin, Taliaferro, Thames and Wilson—11.

On motion of Mr. Neill,

The bill was considered as engrossed and read a third time and put upon its passage.

The bill passed with the following result :

YEAS—Messrs. Bowles, Buck, Davis, Ellett, Griffin, Gordon, McLain, Moore, Neely, Neill, Oliver, Pegram, Poindexter, Taylor, Thames and Wilson—17.

NAYS—Mr President, Messrs. Brown, Cummings, Greer, Huie, Mims, Quin and Taliaferro—8.

The title of the bill stands as stated.

The following message was received from the House of Representatives :

The bill was read a second time by title.

MR. PRESIDENT—

The House of Representatives has passed Senate bills with the following titles :

A bill to be entitled an act to regulate the action of the Police Courts in certain cases.

A bill to be entitled an act to amend the third section, chapter forty-eight of the Revised Code,

Which are herewith transmitted to the Senate.

The House has passed a bill to be entitled an act to regulate the fees of the Clerk of the Circuit and Chancery Courts of the county of Harrison,

In which the concurrence of the Senate is desired.

Mr. Brown, from the Committee on Engrossed Bills, made the following report :

MR. PRESIDENT—

The Committee on Engrossed Bills, have this day examined a bill to be entitled an act authorizing the issuance of Treasury Notes as advances upon cotton, and beg leave to report they have found the same correctly engrossed.

The following message was received from His Excellency, John J. Pettus, Governor of the State of Mississippi, through his private Secretary, John W. Ward :

EXECUTIVE OFFICE,
Jackson, Miss., Dec. 12th, 1861. }

Gentlemen of the Senate :

I herewith enclose you petition for the release of forfeiture in the case of the State of Mississippi vs. Michael Donovan, and would respectfully ask your advice and consent to the remission of the same.

JOHN J. PETTUS.

Mr. Ellett, from the Judiciary Committee, made the following report,

Which was received and agreed to:

MR. PRESIDENT—

The Committee on the Judiciary, to whom was referred an act for the protection of Robert D. Haden, Receiver of Public Moneys at Columbus, Mississippi, and his sureties, and for other purposes, have considered the same, and have instructed me to report back the said bill, without amendment, and to recommend its passage.

On motion of Mr. Ellett,

The bill referred was taken up and read a third time under a suspension of the rule and passed,

The title standing as stated.

On motion of Mr. Buck,

The Governor's Message in relation to a forfeiture in the case of the State vs. Michael Donovan, was taken up and the Senate advised and consented to the remission of said forfeiture.

Mr. Poindexter introduced a bill to be entitled an act to aid in arming and equipping the Cavalry Company of Captain J. T. McBee.

On motion of Mr. Poindexter,

The rule was suspended and the bill read a second time by title.

On motion the Senate adjourned until 3 o'clock, P. M.

THREE O'CLOCK, P. M.

Senate met pursuant to adjournment,

And resumed the consideration of the bill before them when the Senate adjourned.

Mr. Poindexter offered the following amendment, which was adopted :

And provided also that before the said McBee shall be authorized to apply for and receive the same, that he and his company of Cavalry shall be mustered into the military service of the State or Confederate States for at least twelve months.

Mr. Oliver offered the following amendment,

Which was adopted :

Strike out in the second section the following words "or to issue to him the amount of Treasury Notes as the case may be."

Mr. Oliver also offered the following amendment, which was adopted :

Strike out the word "Treasurer," in the fifth line from the bottom in second section, and insert in lieu thereof "Quarter-master General."

Mr. Poindexter offered the following amendment,

Which was adopted :

Amend first section in tenth line, by inserting after the word "Convention," or any other moneys in the Treasury not otherwise appropriated.

On motion of Mr. Poindexter,

The rule was suspended, the bill read a second time by title, considered engrossed, read a third time and passed as amended,

The title standing as stated.

Mr. Phelan called up a special order entitled a bill to be entitled an act to suspend the collection of certain taxes, and to repeal certain laws in relation to the loan and circulation of foreign bank notes in this State, and for other purposes.

Mr. Oliver offered the following amendment,

Which was adopted :

Strike out all of the first section.

**Mr. Huie offered the following amendment,
Which was adopted :**

Insert " two," in the last line of section two.

**Mr. Huie also offered the following amendment,
Which was adopted :**

Insert on the first line of fourth page, the word " one."

On motion of Mr. Phelan,

The Senate disagreed to the report of the Committee of the Whole, recommending the rejection of section five.

**Mr. Phelan offered the following amendment,
Which was adopted :**

Insert in section five, and fifth line from bottom of fourth page, after the word " upwards," the words, " as the party to whom such payment is due, may require."

**Mr. Buck offered the following amendment,
Which was adopted :**

Amend section five by adding after the word " work," in twenty-first line, the word " already," and by striking out the words " or which may be done," following after the word " done," in said line.

**Mr. Phelan offered the following amendment,
Which was adopted :**

Strike out seventh section.

**Mr. Oliver offered the following amendment,
Which was lost :**

Strike out eighth section.

Pending the consideration of the bill,

The following message was received from the House of Representatives :

MR. PRESIDENT—

The House has passed the Senate bill entitled an act for the protection of Robert D. Haden, Receiver of Public Moneys at Columbus, Miss., and his sureties, and for other purposes.

Mr. Moore, from the Committee on Enrolled Bills, made the following report,

Which was received and agreed to :

MR. PRESIDENT—

Your Committee on Enrolled Bills have had under their consideration the act for the protection of Robert D. Haden, Receiver of Public Moneys at Columbus, Miss., and his sureties, and for other purposes, and upon examination, have found the same properly enrolled.

**Mr. Ellett offered the following amendment,
Which was adopted :**

Amend by striking out the 2nd, 3rd and 4th sections.
 Mr. Griffin moved to reconsider the vote adopting the same.
 Pending which, the Senate adjourned until nine o'clock to-morrow morning.

FRIDAY, December 13th, 1861.

Senate met pursuant to adjournment.

Prayer by the Rev. Mr. McLain.

The journal of yesterday was read and approved.

Mr. Griffin offered the following resolution : which,

On motion of Mr. Greer,

Was laid on the table :

Resolved, That hereafter during the remainder of the present session, no Senator shall speak more than ten minutes upon any one subject.

Mr. Neely, from the Committee on Engrossed Bills, made the following report,

Which was received and agreed to :

MR. PRESIDENT—

The Committee on Engrossed Bills have examined the following bills, viz :

A bill to be entitled an act to aid in arming and equipping the Cavalry Company of Capt. J. T. McBee.

A bill to be entitled an act to authorize the receipt of certain Bank Notes in payment of taxes, and find the same correctly engrossed.

Mr. Ellett, from the Judiciary Committee, made the following report,

Which was received and agreed to :

MR. PRESIDENT—

The Joint Select Committee, who were instructed by the joint vote of the two Houses to inquire into, and report the amount of the Confederate tax due from the State of Mississippi, and to report by bill or otherwise, a provision for the assumption and collection thereof by the State, have had the same under consideration, and have instructed me to report, committee have no means of ascertaining with any accuracy the probable amount of said tax, but the best estimate they can make, places it at about two million dollars.

The committee, in obedience to the instructions of the two Houses, herewith report a bill entitled an act to provide for the payment of the Confederate States tax, and ask to be discharged from the further consideration of the subject:

On motion of Mr. Ellett,

The bill above indicated, was taken up and read ; and,

On motion of Mr. Buck,

Was laid on the table, ordered to be printed, and made the special order for to-morrow at twelve o'clock.

Mr. Cummings, by leave, introduced a bill entitled an act for the relief of Reuben Wiggle. which,

On motion of Mr. Cummings,

Was read a second time by title, under a suspension of the rule, and referred to the Committee on Claims.

Mr. Gordon, from the Committee on Finance, made the following report,

Which was received and agreed to :

MR. PRESIDENT—

The Committee on Finance, to whom was referred the bill to be entitled an act in relation to the homestead of volunteers, have had the same under consideration, have made an amendment thereto, and have instructed me to report the same with said amendment, and recommend that it do pass.

The following is the amendment reported by the committee,

Which was adopted :

Amend section first, fourth line, after the word "soldier," the following words, "enlisted for twelve months or longer, as the case may be.

On motion of Mr. Drane,

The bill and amendments reported by the committee, were re-committed to the same committee.

On motion of Mr. Poindexter,

The Governor's message received on Monday last, nominating as Supervisors of the Lunatic Asylum—L. Julienne, Howell Hobbs and W. A. Withers.

As Inspectors of the State Penitentiary—Charles H. Manship, C. R. Dickson and J. C. Napier.

As Trustees for the Institute for the Blind—John W. Robinson, John Duncan and Alexander Virden.

As Trustees for the Institute for the Deaf and Dumb—F. S. Hunt, Wm. H. Brown and A. B. Cabiness, was taken up.

The Senate advised and consented to the said appointments of said Institutions, except the appointment of Inspectors of the State Penitentiary, which was passed over for the time being.

Mr. Ellett, by leave, introduced a bill entitled an act to amend an act in relation to the Boards of County Police, being chapter

~~The unfinished business of yesterday was taken up :~~

fifty-ninth of the Revised Code, which was read a second and third time under a suspension of the rule and passed,

The title standing as stated.

Mr. Greer, from the Joint Standing Committee on Claims, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Joint Standing Committee on Claims, have considered the bill entitled an act for the benefit of the Mobile and Ohio Railroad Company, which was referred to them, and have instructed me to report it back to the Senate, and recommend its passage.

On motion of Mr. McLain,

The bill indicated in the above report was taken up, read a third time and passed,

The title standing as stated.

Mr. Lockett, from a Select Committee, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee to whom was referred a letter or petition signed by sundry citizens of Canton, Madison county, Miss., have had the same under consideration, and have instructed me to report the accompanying bill, and to recommend that it do pass.

On motion of Mr. Lockett,

The bill was taken up and read; the following is the title of the same :

An act to amend an act entitled an act to incorporate the town of Canton, and to repeal all former acts incorporating the same, and all acts amendatory thereof.

On motion of Mr. Lockett,

The bill indicated in the above report was taken up,

And on his further motion,

The rule was suspended, the bill read a second and third time and passed,

The title standing as stated.

The following message was received from the House of Representatives:

MR PRESIDENT—

The House has passed Senate bill entitled an act to aid in arming and equipping the Cavalry Company of Captain J. T. McBee.

Mr. Drane offered the following resolution,

Which was adopted;

Resolved, That the Committee on Finance be and they are hereby requested to consider the propriety of so changing the

commencement of the fiscal year as to make the assessment of the coming year at the time of collecting the taxes of the last year, and provide that the Assessor and Collector shall meet the people at stated times and places to give in and pay their taxes.

Mr. Neill, by leave, introduced a bill entitled an act to regulate the payment of certain money into the State Treasury,

Which was read,

And on motion of Mr. Neill,

The rule was suspended, the bill read the second and third time and passed.

The title standing as stated.

Mr. Moore, from the Committee on Enrolled Bills, made the following reports :

MR. PRESIDENT—

The Committee on Enrolled Bills, have had under consideration the act entitled an act, in relation to evidence of titles in certain cases, and upon examination, have found the same properly enrolled.

MR. PRESIDENT—

The Committee on Enrolled Bills, have examined the act entitled an act to amend chapter sixty-four, section ten, of the Revised Code, relative to the circulation of small bills and for other purposes, and found the same properly enrolled.

MR. PRESIDENT—

Your Committee on Enrolled Bills would respectfully report that they have had under consideration the act to provide for the establishment of Hospitals for the Mississippi troops, and for other purposes, and upon examination have found the same properly enrolled.

Mr. Luckett, from a Select Committee, made the following report,

Which was received and agreed to :

MR. PRESIDENT—

The Select Committee to whom was referred Senate bill to be entitled an act to establish a Banking Company in this State, to be called the Bank of Mississippi, have had the same under consideration, and have instructed me to report the same back to the Senate with the accompanying amendments, and to recommend that the bill with the amendments do pass.

On motion of Mr. Luckett,

The bill referred to was taken up,

And on motion of Mr. Phelan, the same was laid on the table, and made the special order for three o'clock, P. M.

On motion of Mr. Phelan,

The unfinished business of yesterday was taken up :

Which was the motion of Mr. Griffin to reconsider the vote adopting Mr. Ellett's amendment to strike out the 2nd, 3rd and 4th sections of a bill entitled an act to suspend the collection of certain taxes, and to repeal certain laws in relation to the loan and circulation of Foreign Bank Notes in this State and for other purposes.

The same was reconsidered by the following vote :

YEAS—Mr President, Messrs. Bowles, Cummings, Davis, Gordon, Huie, Jordan, Luckett, Moore, Neely, Phelan, Poindexter, Quin, Starke, Taliaferro and Thames—16.

NAYS—Messrs. Brown, Ellett, Griffin, Oliver, Pegram and Wilson—6.

Mr. Ellett then withdrew said amendment.

Mr. Phelan moved that the bill be considered as engrossed, read a third time and put upon its passage, which motion prevailed.

The bill passed as amended, with the following result :

YEAS—Messrs. Bowles, Davis, Gordon, Huie, Jordan, Moore, Neely, Phelan, Poindexter, Quin, Starke, Taylor, Thames and Wilson—14.

NAYS—Mr President, Messrs. Brown, Cummings, Ellett, Griffin, Luckett, McLain, Oliver, Pegram and Taliaferro—10.

Mr. Phelan offered the following amendment to the title, which was adopted :

A bill to be entitled an act in relation to the issuance of Auditor's Warrants, repealing acts therein specified, and for other purposes.

Mr. Taliaferro, by leave, introduced a bill to be entitled an act to amend chapter sixty-four, section ten, of the Revised Code, which was read,

And on his motion, the rule was suspended, the bill read a second time by title, and referred to the Committee on Finance.

Mr. Gordon, from the Committee on Finance, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on Finance, to whom was referred the bill to be entitled an act authorizing the issuance of certain small notes, have had the said bill under consideration, and after duly considering the subject, have come to the conclusion that it is unnecessary and inexpedient to pass the law therein proposed: Therefore the committee have instructed me to report said bill back to the Senate, and recommend that it do not pass.

Mr. Thames, by leave, introduced a bill entitled an act to amend

the fortieth chapter of the Revised Code, entitled an act concerning marriages, divorces and the separate property of married women, which was read.

On motion of Mr. Thames,

The rule was suspended, the bill read a second time by title, and referred to the Judiciary Committee.

Mr. Oliver, by leave, introduced a bill to be entitled an act to provide for the publication of legal notices, which was read.

On his motion, the rule was suspended, the bill read a second time by title.

And on his further motion, was referred to the Judiciary Committee.

Mr. Cummings, by leave, introduced a bill entitled an act for the relief of the minor heirs of W. D. Clifton, deceased, which was read

On his motion, the rule was suspended, the bill read a second time by title.

And on his further motion, was referred to a select committee of three, consisting of Messrs. Cummings, Wilson and Neely.

Mr. Huie, from a Select Committee, made the following report, Which was received and agreed to :

MR. PRESIDENT—

The Select Committee, to whom was referred a bill to repeal part of an act entitled an act to establish a Ferry and Turnpike across Big Black and bottom, approved Dec. 3rd, 1858, have had the same under consideration, and have instructed me to report the same back to the Senate, and to recommend that said bill do not pass.

Mr. McLain called from the table, a House bill entitled an act for the benefit of John E. Green and William Bridges.

The amendment previously recommended to the same by a select committee, was adopted.

The question recurred on a previous motion to postpone the bill indefinitely, and the motion prevailed.

Mr. Ellett, from the Judiciary Committee, made the following report,

Which was received and agreed to :

MR. PRESIDENT—

The Committee on the Judiciary, to whom was referred a House bill entitled an act for the relief of Michael Donovan, of Marion county, have considered the same, and have instructed me to report the said bill back, and to recommend that it do not pass.

The following message was received from the Governor, by his private Secretary, John W. Ward:

EXECUTIVE OFFICE, }
Jackson Miss., Dec. 13th, 1861. }

MR. PRESIDENT—

His Excellency the Governor, has approved and signed the following Senate Bills :

An act to provide for the accommodation of the Courts of the Confederate States.

An act to legalize the assessment of taxes in the county of Warren, for the year 1861, and for other purposes.

An act for the protection of Robert D. Haden, Receiver of Public Moneys at Columbus, Mississippi, and his securities, and for other purposes.

An act to authorize the Board of Police of Tishomingo county, to sell the Poor House and lands connected therewith.

An act to amend article fifty-eight, section eleven, chapter thirty-three, of the Revised Code, entitled an act in relation to slaves, free negroes and mulattoes.

Mr. Pegram called up a House bill entitled an act to create a fund for the support of destitute families of volunteers in this State, and for other purposes.

On motion of Mr. Pegram,

The rule was suspended, the bill read a second time by title.

Mr. Neely moved to adjourn until three o'clock, P. M.

The motion was lost.

On motion of Mr. Ellett,

The bill under consideration was referred to a select committee of three, consisting of Messrs. Ellett, Neill and Pegram, with instructions to report to-morrow morning, and their report and the bill made the special order for to-morrow, at ten o'clock, A. M.

On motion of Mr. Griffin,

The Senate adjourned until 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The Senate met pursuant to adjournment, and took up the special order for this hour, to-wit :

A bill to be entitled an act to establish a Banking Company in this State, to be called the Bank of Mississippi.

Mr. Phelan moved to postpone the same indefinitely,

Which motion was lost by the following vote :

YEAS—Mr President, Messrs. Brown, Cummings, Griffin, Greer, Oliver, Pegram, Quin, Taylor and Taliaferro—10.

NAYS—Messrs. Bowles, Buck, Davis, Ellett, Gordon, Huie, Jordan, Lucket, McLain, Moore, Neely, Phelan, Poindexter, Thames and Wilson—15.

Mr. Gordon offered the following amendment to the bill, which was adopted.

Fill first blank in first section as follows :

"The Judge of the Probate Court of Hinds county" on the written application of five respectable citizens of said county, shall appoint nine discreet and respectable citizens, being freeholders and living in said county, Commissioners, who, when appointed."

Mr. Gordon offered the following amendments,

Which were adopted :

Fill second blank in first section as follows :

"The Bank of Jackson."

Amend fifth line, first section, by inserting after the word "money" the words "to be located at Jackson, Hinds county, Mississippi."

Mr. Gordon offered the following amendment :

Fill third blank in first section, as follows :

"Twenty."

Mr. Phelan offered the following amendment to the amendment :

Strike out twenty and insert five ; which,

On motion of Mr. McLain, was laid on the table.

Mr. Phelan then offered the following other amendment to Mr. Gordon's amendment :

Strike out twenty and insert ten.

Which, on motion of Mr. McLain,

Was laid on the table.

Mr. Phelan offered the following other amendment to the amendment offered by Mr. Gordon,

Which was adopted :

Strike out twenty and insert fifteen.

Mr. Gordon's amendment was then adopted as amended.

Mr. Gordon also offered the following amendments, all of which were adopted :

Fill blank in section two by inserting "one."

Fill second blank in second line with the words "ten thousand."

Amend in third line of the third section, by striking out the word "thirty," and insert in lieu thereof the word "ninety."

Fill the second blank in third section, by inserting after the word "whenever," the words "the sum of two."

Amend third section by striking out the words "named in," in first line of said section, and insert in lieu thereof, the following :

"Appointed according to the requirements of."

Mr. Gordon offered the following amendment :

Amend sixteenth line, section three, by inserting after the word "present," the words "in person or by proxy."

Mr. Oliver proposed to amend the amendment by striking out "or proxy."

Mr. Gordon moved to lay Mr. Oliver's amendment on the table, which was lost, after which the same was adopted.

Mr. Gordon's amendment was then adopted as amended.

Mr. Gordon then offered the following amendments,

Which were adopted :

Amend seventeenth line, third section, by inserting after the word "directors," the words "in like manner."

Amend fourth section, by striking out in second line from the word "directors," to the word "deliver."

Mr. Luckett offered the following amendment,

Which was adopted :

Amend third line, fourth section, by striking out the words "from and " in third line, to the word "and," in fourth line.

Amend fourth section, fourth line, by striking out the word "paid," and inserting the word "subscribed."

Amend sixth section, tenth line, by striking out the words "after date."

Amend sixth section, ninth line, by filling blank with the words "six months after the present blockade shall be raised or removed."

Fill blank in sixth section, sixteenth line, with the words "one or more."

Fill blank in sixth section, twenty-second line, with the words "one or more."

Section seventh, fill blank in seventh line, with the words "one or more."

Add to section eight,

"And said cotton so pledged shall be exempted from all judgments, executions and liens against the stockholder pledging the same."

Amend section nine, seventh line, by striking out the word "place " and insert "factor."

Strike out the words "at which," in seventh line, same section, and insert "to whom."

Amend section nine, ninth line, by inserting after the word "same," the word "as aforesaid."

Amend tenth section, fourth line, by striking out the word "or" and inserting after the word "assigns," the words "or his legal representatives."

Amend section thirteen, sixth line, by inserting after the word "bank," the words "together with the names of the stockholders and the number of shares owned by each."

Amend section fifteen, second line, by striking out after the word "after" to the word "after" in same line, and insert the words "the present blockade shall be raised or removed."

Amend section sixteen, fourth line, by inserting after the word "they" the words "or any number of stockholders owning in the aggregate one third of the Capital stock of said bank."

Amend section sixteen, by adding thereto the words "thirty days notice by publication in some newspaper published in the county where said bank is located, and if there be no newspaper printed in such county, then in the most convenient county in which a paper is published."

Amend section seventeen, fourth line, insert after the word "and" the words "may be indicted therefor."

Amend section eighteen, second line, by inserting after the word "raised," the words "or removed."

Amend section nineteen, third line, by inserting after the word "mortgage," the words "or deed of trust."

Amend section twenty-three, third line, by striking out the word "ninety," and insert in lieu thereof, the word "sixty."

Amend section twenty-four, second line, insert after the word "the" the words "constitution and"

Mr. Gordon offered the following amendment :

Amend by striking out the twenty-sixth section of the bill and insert in lieu thereof, the following :

Section 26. *Be it further enacted*, That there may be created and established under the provisions of this act in the manner therein expressed, a bank at each of the following named places, with the amount of capital assigned to each, as hereinafter stated, and said bank shall have, possess and enjoy all the rights, privileges and immunities, and shall be subject to all the limitations, duties, liabilities and penalties set forth and contained in said act as fully to all intents and purposes as if this act was specially made and enacted for each of said banks separately, to-wit :

A Bank at Holly Spring, in the county of Marshall, with a capital of ———, to be called the Bank of Holly Springs.

A Bank at the city of Vicksburg, in the county of Warren, with a capital of ———, to be called the Bank of Vicksburg.

A Bank at Aberdeen, in the county of Monroe, with a capital of ———, to be called the Bank of Aberdeen.

A Bank at the city of Natchez, in the county of Adams, with a capital of ———, to be called the Bank of Natchez.

A Bank at Enterprise, in the county of Clarke, with a capital of ———, to be called the Bank of Enterprise.

Mr. Gordon offered the following amendments to the said amendment, which were adopted :

Fill first blank in twenty-sixth section by the words "one million."

Amend by filling second blank in twenty-sixth section, by the words "one million."

* On motion of Mr. Gordon,

The vote adopting the first amendment to the amendment offered by him, was received :

Whereupon, Mr. Gordon offered the following amendment, Which was adopted :

Amend the amendment by filling first blank in twenty-sixth section, by the words "one million of dollars."

Mr. Davis offered the following amendment,

Which was rejected :

Amend the amendment by striking out Holly Springs and inserting Grenada.

On motion of Mr. Gordon,

The vote adopting the second amendment to the amendment, was reconsidered : Whereupon,

Mr. Gordon offered the following amendment,

Which was adopted :

Fill second blank with "one million of dollars.

Mr. Greer offered the following amendment,

Which was adopted :

Amend by striking out the "Bank of Holly Springs," and insert "Northern Bank of Mississippi."

Mr. Gordon offered the following amendments,

Which were adopted :

Amend the amendment by filling third blank in twenty-sixth section, with "one million of dollars."

Amend the amendment by filling fourth blank in twenty-sixth section, with "one million of dollars."

Amend the amendment by filling fifth blank with the words "five hundred thousand dollars."

Add to amendment of the twenty-sixth section, the following proviso :

Provided, That before said banks or any of them are created, the provisions of the first section of this act shall be complied with so far as to require the Probate Judge of any of the counties named in this section, upon the written application of five respectable citizens of his county, to appoint nine discreet and respectable citizens, being freeholders and living in the county where such application is made, who, when appointed and their successors, associates and assigns and the successors of such assigns shall be invested with all the rights, privileges and immunities specified in the first section of this act, which is hereby extended to the Banks in the counties named in this section, as fully as though they were specifically named therein, and designated in said first section.

On motion of Mr. Gordon,

The amendment to the twenty-sixth section, was adopted as amended.

Mr. Lucket offered the following amendment :

Amend section twelve, by inserting at the end thereof, the following proviso :

Provided, That said Company are hereby authorized to issue bills of such denomination, not less than one dollar, as may be deemed proper by said Company, during the suspension of specie

payments by the Banks of Louisiana, Alabama and Tennessee ; but so soon as the Banks of the States aforesaid, or a majority of them have resumed specie payment, then and therefore it shall not be lawful for said Company to issue and put into circulation any of their notes or bills of less denomination than five dollars, unless by legislative enactment notes or bills of less denomination than five dollars are allowed to circulate in this State

Mr. Ellett offered the following amendments to the amendment, Which were adopted :

Amend the amendment by striking out the words Louisiana, Alabama and Tennessee, and inserting the words "New Orleans and Mobile."

Strike out the word "States," and insert "cities."

The amendment offered by Mr. Luckett, was adopted as amended.

Mr. Luckett offered the following amendment :

Amend twenty-second section by inserting at the end thereof, the following words, "and it shall be illegal for said Company by order of their Board of Directors or by the action of any officer or officers of said Company to issue and to put into circulation an amount of notes or bills larger than the amount authorized by this act to be issued and put into circulation by said Company ; and the director or directors authorizing such issue, and the officer or officers of said Company issuing and putting into circulation the same, shall be guilty of a high misdemeanor, and upon indictment and conviction therefor, shall be fined in a sum not exceeding five hundred dollars, and imprisoned in the county jail not exceeding six months, at the discretion of the Judge before whom conviction is had.

Mr. Wilson offered the following amendment to the same, Which was adopted :

Amend by striking out imprisonment in the county jail not more than six months, and insert "by confinement in the Penitentiary not less than ten years."

Mr. Phelan offered the following amendment :

Amend by adding this additional section :

Sec. — *Be it enacted*, That the said Banks hereby incorporated, are required to accept in payment of all dues to said Banks, all Treasury Notes issued or that may hereafter be issued under any act of the legislature of this State ; and may pay out the same in discharge of their liabilities : A refusal on the part of said Banks so to receive said Treasury Notes, shall amount to and constitute a forfeiture of their charters, which may be declared upon any direct proceeding for that purpose, instituted in the name of the State of Mississippi, at the relation of any person in any court having jurisdiction thereof, should said charter or charters be declared forfeited in any such proceeding, the Judge, Chancellor, or Court before whom said suit or suits may be pending, shall imme-

diately appoint a trustee or trustees, to take charge of all the effects and assets of the said Bank or Banks, for the purpose of winding up the affairs of the same, under such rules and regulations as said Judge, Chancellor or Court may adopt: *Provided*, That this section shall not apply to the payment by the stockholders of their subscriptions to the capital stock of the said Banks.

Mr. Lucket moved to lay said amendment on the table, and the motion was lost by the following vote :

YEAS—Messrs. Bowles, Buck, Davis, Ellett, Gordon, Huie, Jordan, Lucket, McLain, Moore, Neely, Poindexter and Wilson—13.

NAYS—Mr. President, Messrs. Brown, Cummings, Griffin, Greer, Neill, Oliver, Pegram, Phelan, Quin, Taylor, Taliaferro and Thames—13.

The question recurred on the adoption of the amendment,
Which was lost by the following vote :

YEAS—Mr. President, Messrs. Brown, Cummings, Griffin, Greer, Oliver, Pegram, Quin, Taylor, Taliaferro and Thames—11.

NAYS—Messrs. Bowles, Buck, Davis, Ellett, Gordon, Huie, Jordan, Lucket, McLain, Moore, Neely, Phelan, Poindexter, Starke and Wilson—15.

On motion of Mr. Starke,

Leave of absence was granted Mr. Buck.

Leave of absence was also granted Mr. McLain for a few days.

Mr. Phelan moved to adjourn until nine o'clock to-morrow morning,

Which was lost by the following vote :

YEAS—Mr. President, Messrs. Brown, Cummings, Griffin, Greer, Oliver, Pegram, Phelan, Quin, Taylor, Taliaferro and Thames—12.

NAYS—Messrs. Bowles, Buck, Davis, Ellett, Gordon, Huie, Jordan, Lucket, McLain, Moore, Neely, Poindexter, Starke and Winson—14.

Mr. Oliver offered the following amendment to the bill :

Amend by additional section :

Sec — Be it enacted, That upon failure to redeem its liabilities by the Banks, each and every Stockholder shall be liable in his private property for double the amount of stock owned by him, her or them in said Bank, for the redemption of the issues of said Banks, and on each and every transfer of stock, the party or parties transferring the same, shall endorse it, and shall be liable as above, for one year after such transfer of stock, and no Stock-

holder shall transfer his, her or their stock whilst indebted to the Bank.

Mr. Brown moved to adjourn until to-morrow morning, nine o'clock,

Which was lost by the following vote :

YEA—Mr President, Messrs. Brown, Cummings, Griffin, Greer, Oliver, Pegram, Phelan, Quin, Taliaferro, Thames and Wilson—12.

NAY—Messrs. Bowles, Buck, Davis, Ellett, Gordon, Huie, Jordan, Luckett, McLain, Moore, Neely, Poindexter and Starke—13.

On motion of Mr. Starke,

The bill and amendments were laid on the table, and made the special order for Tuesday, 17th inst., at ten o'clock, A. M.

On motion of Mr. Starke,

The Senate adjourned until to-morrow morning at nine o'clock.

SATURDAY, Dec. 14th, 1861.

The Senate met pursuant to adjournment,

The journal of yesterday was read and approved.

The following message was received from the House :

MR PRESIDENT—

The House has passed the Senate bill to be entitled "an act authorizing the issuance of Treasury Notes as advances upon cotton," and have made sundry amendments thereto, in which the concurrence of the Senate is desired.

Mr. Phelan, who voted against the amendment offered by himself, as an additional section to the bill for the establishment of certain banks, with the view of moving a reconsideration, now moved that the vote by which said amendment was rejected be reconsidered, that the consideration of said motion be postponed until Tuesday next, at 10 o'clock.

Mr. Ellett made the following report from a select committee, which was received and agreed to :

MR PRESIDENT—

The select committee, to whom was referred a House bill entitled "an act to create a fund for the support of destitute families

of volunteers in this State, and for other purposes," have had the same under consideration, and have instructed me to report the said bill back with the following amendments, to wit :

1. Insert before the words "State taxes," in the first section, the word "regular."

2. Add to the end of the eighth section the following words : "*Provided*, that no part of the money hereby appropriated (except the surplus contemplated by the seventh section,) shall be applied to any other purpose than the relief of destitute families of volunteers, during the time they shall actually be in the service of the Confederate States, or of this State."

3. Amend by striking out the ninth section of the bill.

And the committee have instructed me to recommend the adoption of the said amendments, and the passage of the bill as amended.

On motion of Mr. Ellett, the bill was taken up.

The first amendment offered by the committee was adopted, the second and third amendments were rejected.

The following message was received from the Governor :

EXECUTIVE OFFICE, }
Jackson, December 14, 1861. }

Gentlemen of the Senate :

I herewith transmit to you a copy of the Resolutions of the General Assembly of the State of Tennessee, this day received from Governor Isham G. Harris, with a request that it be submitted to the Legislature of the State of Mississippi.

I fully concur in the main idea in the resolutions, that it may be disastrous in the extreme to the interests of the cotton planting States, to have two crops on hand, but differ with them as to the time it will befall the planters. Instead of being felt in the sale of the third crop, it is clear to my mind that the price will be depressed at least fifty per cent. in the sale of the first two crops which go to market after the raising of the blockade; and that this depression will be felt for many years, until planters, disgusted with low prices, shall reduce the crop.

It is a mistaken idea that the world would be prepared to consume two crops by reason of withholding the present year's crop, creating so great demand for cotton goods. The high price of cotton goods will stimulate the manufacture of other fabrics to take the place of cotton goods. The people of the world must wear clothes, and if they cannot get cotton they will make them of hemp, flax and wool, and if the blockade should last five years, there would not be as great a demand for our cotton at the end of that time as there is now, for the reason that its place in the markets of the world would be filled with cotton from some other country, or fabrics from some other material.

The only hope to save our cotton interest from utter prostration for many years to come, is to adopt some measure to prevent the accumulation of two crops. In view of these facts, would it not be well for the Legislature to use all the means in their power to prevent this great evil, even if resort is had to the taxing power in the State governments, by levying onerous taxes on all cotton raised next year, if the blockade is not raised before planting season. Such a law might be passed, conditioned that other cotton-growing States pass similar laws.

If the blockade continues, and any considerable amount of cotton is produced next year, the labor employed in its production will be worse than lost to the country. Whereas, if that labor should be employed in producing grain and provisions, it would strengthen us and prostrate the interest of our grain-growing enemies. But it may be said that so much labor thus employed, would make grain and provisions so abundant that there would be no demand for them. I think this is not true. Our armies must consume and will waste a great quantity, and another great quantity will be justly due from the men of property and wealth to the indigent families of soldiers who are fighting our battles: and how many of these there may be before the war is over the most gifted cannot foretell. The State and people must make ample provisions for soldiers' families, and the labor of slaves must do this—for free white men are now wanted for driving back the invaders of our homes.

This is a great and vital question, involving both the future prosperity and present safety of the State, and I commend it to your earnest consideration, and hope you will press it on the consideration of our sister cotton-growing States.

JOHN J. PETTUS.

EXECUTIVE DEPARTMENT, }
Nashville, Tennessee, 1861. }

His Excellency, the Governor of Mississippi,
Jackson.

Sir—

I have the honor to transmit herewith a copy of joint resolutions adopted by the General Assembly of Tennessee.

Very respectfully,

ISHAM G. HARRIS.

JOINT RESOLUTIONS.

To take steps to open the ports of the South to the commerce of the world.

Resolved by the General Assembly of the State of Tennessee,
That, as the sense of this Legislature, the following propositions are submitted for the consideration of the planters of the South, and all others whom it may concern :

1. That the present cotton crop of the Southern States, is to at least two of the leading powers of Europe, a national necessity.

2. That, as under present circumstances, it seems improbable that this crop can be disposed of, the planting of another will place two crops on hand for sale at once.

3. That the purchase of these two crops by the European powers above referred to, will give them a supply for two years, so that at any time when about to purchase the third crop, and having one year's stock to run upon, and the planter being unable to hold his third crop until they are compelled to buy, they will have it in their power to dictate the price and terms of sale.

4. That, on the other hand, the European powers before mentioned, having exhausted their present supply, and another crop not being raised when those powers come into the markets to buy, as they must and will do if we adopt this policy, the planters holding the great staple which is a necessity to them, they will not only be compelled to buy, but also to pay a remunerative price.

5. The armies of the South cannot subsist on cotton, but must have bread and meat, and while the interest of the cotton planter calls to plant no more cotton than will supply the home consumption, patriotism imperatively demands that his whole force should be turned into those channels in which he can contribute to the wants and wastes of a war of which none can predict the end.

6. That the vital interests herein involved may be submitted to the enlightened judgment of the South, the Governor of this State is requested forthwith to forward a copy of these resolutions to the President of the Confederate States, who is hereby requested to submit them to Congress, and also to the several Governors of the Confederate States, who are herein requested to submit them to their respective Legislatures when convened.

EDWIN A. KEEBLE,
Speaker of the House of Representatives.

EDWARD S. CHEATHAM,
Speaker of the Senate.

Approved November 30th, 1861.

Mr. Gordon offered the following amendment to the bill under consideration :

Amend by adding the following additional section :

Sec. — *Be it further enacted*, That the tax levied by any county in this State under and by virtue of the provisions of an act entitled "an act to extend the powers and confirm the acts of the Boards of County Police in certain cases," approved 2d of August, 1861, be credited and deducted by the Tax Collector from the amount of the tax imposed by this act in each of such counties at the time of collecting the said tax hereby imposed.

Said amendment was, on motion of Mr. Phelan, lost by the following vote :

YEAS—Mr President, Messrs. Brown, Cummings, Griffin, Greer, Jordan, Luckett, Neely, Oliver, Pegram, Phelan, Quin, Taylor, Taliaferro, Thames and Wilson—16.

NAYS—Messrs. Davis, Ellett, Gordon, Hule, Moore, Neill, Poindexter and Starke—8.

Mr. Neely moved to reconsider the vote on the adoption of the first amendment to the bill,

Which was lost.

Mr. Luckett moved to reconsider the vote laying on the table Mr. Gordon's amendment,

Which, on motion of Mr. Griffin, was laid on the table.

On motion of Mr. Pegram,

The rule was suspended, the bill read a third time and passed as amended,

The title standing as stated.

Mr. Davis offered the following resolution :

On motion of Mr. Starke, the same was laid on the table.

Resolved by the Senate, (the House concurring,) That both branches of the Legislature adjourn at four o'clock, this the 14th day of December, to meet again on the 7th of January, 1862.

Mr. Starke, by leave, introduced

A bill entitled an act to aid in arming and equipping a regiment of Cavalry for the Confederate service,

Which was read.

On motion of Mr. Starke,

The rule was suspended, the bill read a second and third time and passed,

The title standing as stated.

Mr. Brown, from the Committee on Engrossed Bills, made the following report :

MR PRESIDENT—

The Committee on Engrossed Bills have examined the bill to be entitled "an act in relation to the issuance of Auditor's Warrants, repealing certain acts herein specified, and for other purposes," and have found the same correctly engrossed.

Mr. Poindexter, from a select committee, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The committee to whom was referred the Governor's message in regard to the manufacture of salt, have had the same under consideration and have instructed me to report the accompanying bill and recommend its passage.

On motion of Mr. Poindexter, the bill was taken up, to wit :

A bill to be entitled "an act to authorize the formation of a joint stock company for the purpose of making salt in this State."

On his further motion, the rule was suspended, the bill read a second time by title, and,

On motion of Mr. Neill,

Was referred to the Judiciary Committee, with instructions to report to-morrow morning, and their report and the bill made the special order for three o'clock, P. M.

The following message was received from the House :

MR. PRESIDENT—

The House of Representatives have concurred in the Senate amendment to the House bill to be entitled an act to create a fund for the support of destitute families of volunteers in this State, and for other purposes,

And have passed a bill with the following title :

A bill to be entitled an act to legalize the assessment of taxes for 1861,

In which the concurrence of the Senate is desired.

Mr. Moore, from the Committee on Enrolled Bills, made the following report :

MR. PRESIDENT—

The Committee on Enrolled Bills have had under consideration the following bills, to wit : "An act to amend the 3d section, chapter 48, of the Revised Code," and "an act to regulate the action of the Police Courts in certain cases," and upon examination have found the same correctly enrolled.

Mr. Wilson, by leave, introduced a bill entitled "an act for the relief of F. Cox,"

Which was read.

On motion of Mr. Wilson,

The rule was suspended, the bill read a second and third time and passed,

The title standing as stated.

On motion of Mr. Phelan,

The House amendments to the Senate bill entitled "an act authorizing the issuance of Treasury Notes as advances upon cotton, was taken up and made the special order for three o'clock, this evening.

On motion of Mr. Phelan,

The Senate adjourned until 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The Senate met pursuant to adjournment, and proceeded to consider the special order set for this hour.

The first House amendment to the Senate bill aforesaid was concurred in by the Senate. The second amendment was likewise concurred in.

Mr. Griffin offered the following amendment to the third amendment of the House, which was adopted :

Amend the third amendment by striking out "ten" and inserting "five."

The said third amendment of the House was concurred in by the Senate as amended.

The 4th, 5th, 6th, 7th, 8th, 9th, 10th, 11th, 12th and 13th amendments of the House to said bill were taken up separately and severally concurred in by the Senate.

On motion of Mr. Phelan,

The Senate took up a special order entitled "an act to amend the laws in relation to the State University."

Pending which—

The following message was received from the House :

Mr PRESIDENT—

The House has concurred in the Senate amendment to the 3d House amendment to Senate bill entitled "an act authorizing the issuance of Treasury Notes as advances upon cotton."

Mr. Huie moved to lay the bill under consideration on the table.

The motion was lost.

On motion of Mr. Phelan,

The rule was suspended, the bill read a third time and put upon its passage.

The bill passed with the following result :

YEAS—Messrs. Bowles, Brown, Cummings, Griffin, Greer, Jordan, Moore, Oliver, Pegram, Phelan, Quin, Thames and Wilson—18.

NAYS—Mr President, Messrs. Chrisman, Gordon, Huie, Neely, Neill, Poindexter, Starke and Taliaferro—9.

On motion of Mr. Phelan,

The Senate adjourned until Monday morning at 9 o'clock.

MONDAY, Dec. 16th, 1861.

The Senate met pursuant to adjournment.

The journal of Saturday was read and approved.

Mr. Taylor, from a joint standing committee, made the following report, which was received and agreed to :

MR. PRESIDENT—

The joint standing committee appointed to examine the office of the Secretary of State, beg leave to report, that in the discharge of that duty, they have made as thorough and complete an examination of the books, papers and vouchers in said office, as their time would permit ; that they have found the same to be entirely correct and satisfactory, as far as their investigations have extended, and that said committee take much pleasure in saying that too much praise and credit cannot be given to the very worthy and efficient head in that department, and his accomplished clerk for the neatness, order, and business-like manner with which that office has been kept.

The committee would further report, that for the want of sufficient room, and suitable cases and presses for filing away and preserving the public documents and papers, many of them are in a condition to be seriously injured and damaged, if not entirely destroyed. To avoid this, the committee would suggest the propriety of having removed into the State Library all books and public documents not properly pertaining to the office of Secretary of State, and that cases and presses be made and suitably arranged and fitted up for holding and preserving all such public documents, books and papers, as are connected with and properly belong to that office.

Mr. Oliver, by leave, introduced a bill to be entitled,

An act to prohibit the assessment and collection of taxes on bowie knives, sword canes, and dirk knives,

Which was read.

On motion of Mr. Oliver,

The rule was suspended, the bill read a second time by title.

Mr. Wilson offered the following amendment :

Aimed by striking out sword cane and dirk knife.

Mr. Neill offered the following amendment, which was likewise rejected :

When used as instruments of warfare in the State or Confederate States during the existing war.

On motion of Mr. Griffin,

The amendment offered by Mr. Wilson, was laid on the table.

And on motion of Mr. Oliver,

The rule was suspended, the bill read a third time and passed as amended,

The title standing as stated.

Mr. Huie, by leave, introduced a bill to be entitled,

An act to amend the fifth section, chapter three, of the Revised Code,

----- for this hour.

Which was read.

On motion of Mr. Huie,

The rule was suspended, the bill read a second time by title.

Mr. Buck offered the following amendment :

Amend by additional section—

Sec. — *Be it further enacted*, That hereafter, the Clerks of the Probate Courts in this State shall only be required to make two copies of the assessment roll instead of three, as is now provided by law.

On motion of Mr. Huie,

The bill and amendment were referred to the Judiciary Committee.

Mr. Neely, by leave, introduced a bill to be entitled,

An act to be entitled an act to legalize and confirm the sale of certain lands in Neshoba county,

Which was read.

On motion of Mr. Neely,

The rule was suspended, the bill read a second time by title, and referred to a select committee of three, consisting of Messrs. Neely, Jordan and Neill.

Mr. Gordon, from the Committee on Finance, made the following report, which was received and agreed to:

MR. PRESIDENT—

The Committee on Finance, to whom was recommitted the bill to be entitled an act in relation to the homestead of volunteers, have again had said bill under their consideration, and having fully re-examined the same, have instructed me to report a substitute for the original bill, and recommend that it do pass.

On motion of Mr. Gordon,

The bill referred to was taken up.

The following is the substitute reported by the committee :

Amend by striking out all after the enacting clause, and inserting the following in lieu thereof :

That in all cases where the homestead of any volunteer now in the service of this State, or of the Confederate States, for the term of one year or more, shall not exceed in value the sum of five hundred dollars, to be ascertained by its assessment for the present year, it shall be exempt from sale for taxes of any sort during the term of service of such volunteer, and the personal property now exempted from sale under execution, and belonging to said volunteer shall also be exempt from sale for taxes during the term of service of such volunteer. And that this act shall take effect and be in force from and after its passage.

On motion of Mr. Gordon,

The rule was suspended, the bill read a third time and passed as substituted,

The title standing as stated.

Mr. Wilson offered the following resolution, no action being taken on it, it took its place on the calender :

Resolved, (the House concurring,) That the Legislature will adjourn *sine die*, at 12 o'clock, M., on Friday next, the 20th inst.

Mr. Phelan, by leave, introduced a bill to be entitled,

An act authorizing the employment of a clerk in the Executive office, which was read.

On motion of Mr. Phelan,

The rule was suspended, the bill read a second time by title.

Mr. Griffin offered the following amendment, which was adopted :

Amend by adding that such additional clerk shall receive three dollars per day for each day such clerk shall render such services.

On motion of Mr. Phelan,

The bill and amendment was referred to a select committee of three, consisting of Messrs. Phelan, Huie and Buck.

Mr. Cummings, from a select committee, made the following report, which was received and agreed to :

MR. PRESIDENT—

The select committee to whom was referred an act for the relief of the minor heirs of W. D. Clifton, deceased, have had the same under consideration, and have instructed me to report the accompanying bill by way of substitute, and to recommend its passage.

On motion of Mr. Cummings,

The bill indicated in the above report, was taken up.

The following is the substitute reported by the committee :

An act for the relief of the minor heirs of W. D. Clifton, deceased.

Sec. 1. *Be it enacted by the Legislature of the State of Mississippi*, That A. B. Bullard, of the county of Itawamba, guardian of the minor heirs of W. D. Clifton, deceased, be and he is hereby authorized to sue for and collect from year to year, one-half the interest due upon money of his said wards, loaned at interest under the order of the Probate Court, or so much thereof as may be sufficient for the proper support, maintenance and education of his said wards, notwithstanding the provisions of an act to modify the collection laws of this State, approved August 5th, 1861.

Sec. 2. *Be it further enacted*, That this act take effect and be in force from and after its passage, so long as the act to modify the collection laws of this state, approved August 5th, 1861, remains in force.

And on his further motion.

The rule was suspended, the bill read a third time and passed as amended.

On motion of Mr. Griffin,

The vote passing the same was reconsidered, and was afterwards,

On his further motion,

Again passed.

Mr. Thames moved to reconsider the vote taken on Saturday, passing an act to amend the laws in relation to the State University, and the consideration of the motion was made the special order for Tuesday, the 17th inst., at 10 o'clock.

Mr. Poindexter, from the Committee on the Lunatic Asylum, made the following report,

Which was received and agreed to :

MR PRESIDENT—

Your Committee on the Lunatic Asylum, have visited and inspected the same, and instructed me to make the following report, and recommend its adoption with the accompanying bill :

We found everything about the establishment in the neatest possible condition. Handsome parterres of flowers adorn the exterior, and give an air of cheerfulness to an institution which ordinarily impresses the visitor with a feeling of gloom. We found in the institution one hundred and forty-five patients, in all the varied stages of lunacy. For the classification, treatment, and special details in this regard, you are respectfully referred to the Superintendent's report. The patients were uniformly clean and comfortable, as well clad as need be, and indeed were in general supplied with all things needful. The physician in charge was polite and courteous, and without hesitation conducted us through every part of the building, from the upper wards even to the kitchen. Your committee were deeply impressed with the perfect contrall which he seemed to hold over this usually unruly class of patients, who in this instance yielded to his commands and discipline as readily as children do to a beloved parent. A kind and benovolent manner, duly mingled with firmness, seemed to be the means by which he had gained such unlimited contrall over these poor reasonless unfortunates. It appears that an avenue is yet open to the heart of these unfortunate beings, from whom the light of reason has been withdrawn, and this is through their affections ; well has the Doctor used it, and eminently has he succeeded in convincing them that everything done is for their comfort and happiness. Much pains has been taken to improve the health of the patients by proper exercise, and this has been turned to good account for the institution, in the cultivation of large gardens, established by the Superintendent. These gardens are thought to be important items in the economy of the institution, as much money is thereby saved, and an abundance of vegetable food—a thing so necessary to this class of patients,—is supplied. By close attention to such details, the Superintendent has this year

produced the following articles, the aggregate value of which would be about sufficient to pay their whole account for negro hire :

Pork.....	6000 pounds.
Sweet potatoes.....	1400 bushels.
Turnips.....	2000 “
Irish potatoes.....	500 “
Hay	7 tons.

And every other vegetable usually raised in gardens, in the greatest abundance. As a further evidence of economy, we are pleased to say that all the clothing for the paupers has been cut and made up in the institution. We are informed by the Trustees, that these things had never before been done until the present Superintendent took possession, and are therefore a clear gain to the institution.

Much good seems to have been done by allowing the various amusements—billiards, tenpins music, and dancing. Your committee were much amused and interested at the childlike earnestness and zeal, with which these benighted creatures entered into the recreation. Many of them expressed themselves warmly as to the tranquilizing and composing influence of this innocent amusement upon their minds.

Your committee have to say that they have examined to their satisfaction the accounts of the Asylum, and find them uniformly correspondent with the check-book, and believe them correct; and also find the prices of articles purchased as moderate as could be expected in an interior town. In one particular, your committee would respectfully recommend a change. The accounts of the pay patients are now blended with the general Asylum account, thus giving an appearance of extravagance to many of the bills. This your committee think ought to be corrected, and a distinct account kept for them. Your committee also think that a different course should be pursued in regard to the fund allowed the Asylum. They suffer much from having to purchase on credit, and therefore we recommend that the quarterly appropriation be paid them in advance. In this way they can make their purchases in such markets as will save to the Institution, and consequently to the State, at least twenty per cent. Your committee saw no evidence of extravagance, but cannot too strongly advise economy in the general details at a time like the present, when the finances of the State are necessarily so heavily drawn upon. In regard to servants, we would recommend to the Trustees that they rigidly scrutinize the matter, and if possible, reduce the number, and certainly the price for next year.

In view of the high prices of provisions, and the increased number of patients, the Trustees have asked for the sum of thirty-two thousand dollars, and it is believed by your committee that they

could scarcely do with less under all the attendant circumstances, if the Institution is to be kept up on its present footing. We also think it advisable that a contingent fund should be placed in the hands of the Governor, to provide for the deficiencies which may occur from the depreciated state of our currency or other causes. Your committee feel justified in saying that they believe the Trustees have faithfully discharged their duties, and that much credit is due the Superintendent for his skill as a physician, as well as his industry, energy and system, and take pleasure in saying that they saw but little to find fault with, and much to approve.

In conclusion, your committee cannot too strongly recommend this Institution to the fostering care of the State, and trust that the Legislative heart will ever warmly sympathize with this unfortunate class of our fellow beings, and ever promptly respond to any necessary call for pecuniary aid.

All of which is respectfully submitted.

On motion of Mr. Poindexter,

The bill referred to was taken up, to-wit :

An act in relation to the State Lunatic Asylum.

And on motion of Mr. Poindexter,

The rule was suspended, the bill read a second time by title.

Mr Poindexter moved to fill the blank in the bill with the sum of five thousand dollars.

On his further motion,

The rule was suspended, the bill read a third time and passed as amended,

The title standing as stated.

Mr. Drane offered the following resolution, which was adopted:

Resolved, That the Judiciary Committee be requested to report a bill authorizing guardians to collect by law interest on other debts due their wards.

Mr. Buck, by leave, introduced a bill to be entitled,

An act for the relief of the minor heirs of Mrs. E. S. Brungarde, and for other purposes,

Which was read.

On his motion,

The rule was suspended, the bill read a second and third time, and passed,

The title standing as stated.

Mr. Quin, from the Committee on Propositions and Grievances, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on Propositions and Grievances, to whom was referred the petition of Geo. Nicholson, in relation to certain lands therein described, have had the same under consideration,

Senate met pursuant to adjournment.

Mr. Starke offered the following resolution.

and have instructed me to report the same back to the Senate, and recommend that it be laid upon the table, and made the special order at eleven o'clock, on the third day of the next called or regular session of the Legislature, and respectfully ask to be discharged from the further consideration of the same.

Mr. Oliver offered the following joint resolution,

Which was adopted :

Resolved by the Senate, (the House concurring,) That the Committee on Enrollment be and they are hereby instructed to withhold from the Governor any bills in their hands unless they come into their possession, and are presented for the consideration of the Governor six hours before the adjournment of the Legislature sine die.

Mr. Phelan, by leave introduced a bill to be entitled,

An act in relation to the payment of fare and freight on Railroads,

Which was read.

On motion of Mr. Phelan,

The rule was suspended, the bill read a second time by title.

On motion of Mr. Drane,

The same was indefinitely postponed by the following vote :

YEAS.—Mr President, Messrs. Buck, Ellett, Griffin, Greer, Gordon, Huie, Jordan, Neely, Neill, Pegram, Taliaferro, Thames and Wilson.—14.

NAYS.—Messrs. Bowles, Moore, Oliver, Phelan and Taylor.—3

The following message was received from the House :

MR PRESIDENT—

The House has passed a bill to be entitled :

An act to confirm the location of Swamp and Overflowed lands in Newton county.

A resolution for the relief of J. S. Yerger, Judge of the third Judicial District.

A bill to be entitled an act to amend chapter 60, Revised Code, entitled an act providing for the establishment of the Probate Courts, and for prescribing the mode of proceeding therein.

An act for the relief of debtors to the School Funds of the several counties.

An act to suspend for a limited period, the operation of the provisions of the 57th chapter of the Revised Code, entitled an act for the limitation of action, and for other purposes.

The House has passed a Senate bill entitled an act to regulate the payment of certain money into the State Treasury.

Mr. Oliver offered the following resolution, which was adopted:

Resolved, That after three o'clock this day, no new business shall be introduced for consideration by the Senate.

Mr. Neely, from a select committee, made the following report, which was received and agreed to :

MR. PRESIDENT—

The committee to whom was referred a bill to be entitled an act to legalize and confirm the sale of certain lands in Neshoba county, have had the same under consideration, and have instructed me to report it back to the Senate, and recommend that it do pass.

On motion of Mr. Neely,

The bill indicated in the above report was taken up,

And on his further motion,

The rule was suspended, the bill read a third time and passed,

The title standing as stated.

Mr. Brown, from the Committee on Engrossed Bills, made the following report :

MR. PRESIDENT—

The Committee on Engrossed Bills, have examined a bill in relation to the homestead of volunteers, and beg leave to report that they have found the same correctly engrossed.

Mr. Moore called from the House messages a House bill to be entitled,

An act to amend an act entitled an act to regulate the laying and working of roads, the establishment of ferries, and the erection of bridges, approved February 11th, 1856.

On motion of Mr. Moore,

The rule was suspended, the bill read a second and third time and passed,

The title standing as stated.

Mr. Ellett called up a special order for Saturday last, to-wit :

An act to provide for the payment of the Confederate States, tax, which was read.

On motion of Mr. Oliver,

The bill was laid on the table, and made the special order for to-morrow at 10 o'clock.

Mr. Taliaferro presented a memorial of J. H. Jones, Sheriff of Panola county, which was referred to the Judiciary Committee without reading.

On motion,

The Senate adjourned until three o'clock, P. M.

THREE O'CLOCK, P. M.

Senate met pursuant to adjournment.

Mr. Starke offered the following resolution.

S—8

Which was adopted :

Resolved, That the Judiciary Committee be and they are hereby requested to inquire into and report by bill or otherwise, upon the propriety of extending the time for commencing the collection of taxes to such time as the Treasury notes issued under the bill entitled, &c., passed at this session, can be prepared and put into circulation, under the provisions of the bill referred to.

Mr. Starke called up the House amendments to the Senate bill entitled an act to amend the 62d chapter of the Revised Code, entitled an act in relation to Chancery Courts, and for other purposes.

The Senate refused to concur in the said amendments.

A House bill entitled an act to be entitled an act to amend the road laws within the limits of Washington county, was called from the calendar, read a third time and passed,

The title standing as stated.

A House bill entitled an act in relation to the School Fund of Jackson county, was called from the calendar, read a third time and passed,

The title standing as stated.

A House bill entitled an act to suspend the collection of levee tax and to extend the time for redemption of lands sold for levee tax in the county of Tunica, and for other purposes, which was read.

Mr. Buck offered the following amendment :

Amend by striking out the word "heretofore," in 2nd line of second section, and inserting "hereafter."

On motion of Mr. Starke,

The bill and amendment was laid on the table.

The House messages were then taken up in their order.

A House bill entitled an act to restore to market certain lands therein mentioned, was read.

On motion of Mr. Brown,

The rule was suspended, the bill read a second and third time,

And on motion of Mr. Neely,

Was laid on the table.

Mr. Quin, by leave, called from the table a House bill entitled an act to reduce the price of Swamp and overflowed lands in Jackson county, which was read.

On motion of Mr. Quin,

The rule was suspended, the bill read a third time and passed,
The title standing as stated.

A House bill entitled an act for the relief of Burwell McManus, of Pontotoc county, was read.

On motion of Mr. Wilson,

The rule was suspended, the bill read a second time by title,

And on motion of Mr. Ellett,

Was indefinitely postponed.

A House bill entitled an act to encourage the making of pure wine in the State of Mississippi, was read, and,

On motion of Mr. Neill,

Was indefinitely postponed.

A House bill to be entitled an act to authorize the Boards of Police of the counties of Washington and Bolivar to issue scrip in payment of work done upon the levees of said counties, was read.

On motion of Mr. Neill,

The rule was suspended, the bill read a second time by title, and,

On motion of Mr. Taliaferro,

Was laid on the table.

The following message was received from the House :

MR PRESIDENT—

The House has passed the Senate bill entitled an act to aid in equipping a regiment of cavalry for the Confederate service, with an amendment thereto, in which the concurrence of the Senate is desired.

The House has also passed the Senate bill entitled an act to amend an act entitled an act to incorporate the town of Canton, and to repeal all former acts incorporating the same, and all acts amendatory thereof.

Also—

A bill entitled an act supplemental to an act entitled an act to authorize the issuance of Treasury notes as advances upon cotton, approved — day of —, 1861,

In which the concurrence of the Senate is desired.

A House bill entitled an act for the benefit of Wm. Conner, was read.

On motion of Mr. Jordan,

The rule was suspended, the bill read a second and third time and passed,

The title standing as stated.

The following message was received from the House :

MR PRESIDENT—

The House has passed the following joint resolution, in which the concurrence of the Senate is desired :

Resolved, (the Senate concurring,) That the two houses of the Legislature adjourn *sine die* on Friday, the 20th inst., at 10 o'clock, A. M.

Mr. Phelan, from a select committee made the following re-

MR. PRESIDENT—

The select committee to whom was referred the bill authorizing the Governor to employ a clerk to assist him in discharging the duties of his office, have instructed me to report the said bill back to the Senate, with the accompanying substitute, and to recommend the passage of the same.

On motion of Mr. Phelan,

The bill indicated in the above report was taken up, the rule suspended, the bill read a third time and passed.

A House bill entitled an act to legalize the acts of the Tax Assessor of Winston county, was read.

On motion of Mr. Huie,

The rule was suspended, the bill read a second time by title,

And on motion of Mr. Moore,

The rule was further suspended, the bill read a third time and passed,

The title standing as stated.

On motion of Mr. Neill,

The House amendment to the Senate bill entitled an act to aid in arming and equipping a regiment of cavalry for the Confederate service, was taken up and concurred in.

A House bill entitled an act to change the time of holding the Circuit and Chancery Courts of Scott county, was read.

On motion of Mr. Neill,

The rule was suspended, the bill read a second time by title, and

On motion of Mr. Neill,

Was laid on the table.

A House resolution in relation to fixing the order of business of the two houses from December 2d, 1861,

On motion of Mr. Ellett,

Was laid on the table.

A House bill entitled an act to provide for defraying the funeral expenses of the late Col. E. R. Burt, was read.

On motion of Mr. Ellett,

The rule was suspended, the bill read a second and third time and passed,

The title standing as stated.

A House bill entitled an act to increase the pay of Sheriff of Warren county, was read.

On motion of Mr. Buck,

The rule was suspended, the bill read a second and third time and passed,

The title standing as stated.

A House bill entitled an act to encourage the manufacture of leather in this State, was read.

On motion of Mr. Neill,

The rule was suspended, the bill read a second and third time and passed,

The title standing as stated.

A joint resolution of the House in relation to the increase of the pay of volunteers, was laid on the table on motion of Mr Ellett.

A House bill entitled an act to amend chapter eight of Revised Code, entitled an act to establish the fees of certain officers, so far as relates to the clerks of the Chancery and Probate Courts of Adams county, was read.

On motion of Mr. Wilson,

The rule was suspended, the bill read a second time by title,

And on motion of Mr Wilson,

Was laid on the table.

A House resolution requesting the Governor to represent to the President of the Confederate States the unprotected condition of our Gulf coast, was read.

On motion of Mr. Neill,

The resolution was indefinitely postponed.

A House bill entitled an act to legalize the assessment roll of Hinds county, for the year 1861, was read.

On motion of Mr. Neill,

The rule was suspended the bill read a second time by title,

And, on his further motion,

Was laid on the table.

A House bill to be entitled an act allowing the Board of Police of Pike county to license free negroes, was read.

On motion of Mr. Chrisman,

Was referred to a select committee of three, consisting of Messrs. Chrisman, Neill and Oliver.

A House bill entitled an act to invest the Probate court of Hinds county with jurisdiction in the matter of the last will and testament of Jesse W. Morrison, was read.

On motion of Mr. Brown,

The rule was suspended, the bill read a second and third time and passed,

The title standing as stated.

Mr. Brown called from the table a House bill entitled an act to restore to market certain lands therein mentioned, which,

On his motion,

Was read a third time and passed,

The title standing as stated.

On motion of Mr. Neill,

The Senate adjourned until nine o'clock, to-morrow morning.

TUESDAY, December 17th, 1861.

Senate met pursuant to adjournment.

The journal of yesterday was read and approved.

Mr. Neill, from the Committee on State and Confederate Relations, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on State and Confederate Relations, have instructed me to present the accompanying preamble and resolutions for the consideration of the legislature, and to recommend that they do pass.

Whereas, The people of the Southern States are subjected to great annoyance in procuring necessary supplies of such articles as they have heretofore obtained from the Northern States, and are forced to depend upon the home market for the same, which by reason of the blockade, and the prohibition placed upon their introduction into the Confederate States by the laws of the latter, are not able to afford them in sufficient quantities or at reasonable rates—and, *whereas*, subterfuges are resorted to for the purpose of evading all restrictions imposed by the Confederate Congress, upon their introduction—so that, whilst the wants of the people are but partially supplied, and that at exorbitant prices, no revenue arises to the Government—therefore,

Be it Resolved by the Legislature of the State of Mississippi, That our Representatives in Congress be requested to endeavor to have all restrictions and duties imposed by said Congress upon the introduction into the Confederate States, of all articles of prime necessity removed during the continuance of the existing blockade.

Be it further Resolved, That the Governor be requested to furnish each of our members of Congress with a copy of the foregoing preamble and resolutions.

On motion of Mr. Neill,

The preamble and resolutions in the above report, was taken up.

On his further motion,

The rule was suspended, the preamble and resolutions read a second time and adopted.

Mr. Chrisman, from the Joint Standing Committee on the Penitentiary, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Joint Standing Committee on the Penitentiary, have instructed me to make the following report, and recommend the passage of the bill accompanying it :

The Joint Standing Committee on the Penitentiary, have dis-

charged the duty assigned them, and ask leave to make the following report :

The committee have examined vouchers of the Superintendent and Clerk, for each item of expenditure charged as disbursements, and found them properly authenticated :

They find also that the disbursements from the 1st day of October, 1859, to the 31st day of October, 1861, amount to the sum of.....\$209,243 26

That its cash receipts are..... 156,305 03

Leaving a deficit of.....\$ 529,38 23
which was drawn from the Treasury to balance its accounts against this indebtedness. It is clear that the Penitentiary is entitled to a credit for manufactured articles furnished the State, amounting to.....\$28,020 79

And, also am't in bills receivable to 19,636 98—\$ 47,666 77

Making a balance against the institution of.....\$ 5,271 46

The stock on hand however, on the 31st day of October, 1861, is estimated by inventory of the Superintendent to be worth.....\$ 10,354 84

More than stock on hand October 31st, 1859, deduct from this balance against the Penitentiary..... 5,271 46

Leaves to its credit the sum of.....\$ 5,083 38

The committee deem it proper to state that in the inventory of stock on hand, made by the Superintendent, he has taken into consideration the advance on the price of many articles, and has accordingly estimated them at an advanced value on their cost.

The committee found upon examination of a statute entitled an act to provide for the sale of goods, wares and merchandise manufactured in the Mississippi Penitentiary, approved Feb. 11th, 1860, that the foreman of each shop is required to make a weekly return to the Superintendent of each article manufactured in his department, with other regulations manifestly intended to make one department of the Penitentiary a check upon the other. The committee construed this law to require the reports to be made in writing. If this construction is correct, the law has not been complied with.

They find also, that the principal item of expenditure for raw material is for cotton, and the principal receipts are from the sales of cotton fabrics. It is therefore important in their opinion that a separate account with vouchers should be kept of the disbursements for its purchase, and the amount of goods manufactured from it.

The accounts and vouchers as now kept, run into each other in such a manner that it would take more time and labor than is

the disposal of a legislative committee to dissect them, and to ascertain the amount of cotton purchased, and the result from its manufacture.

The committee are of opinion that more time should be given the Superintendent and Clerk to make up their reports than is now allowed, and for that purpose, that the fiscal year be made to end on the 1st day of October instead of the 31st of that month.

They further recommend the repeal of the second section of the act approved 11th February, 1860, and suggest that the Clerk should keep his office at the Penitentiary.

Upon examination of the machinery, we found the same to be in excellent condition. The convicts seem to be well governed, regularly and judiciously worked and properly cared for.

These several recommendations are embodied in a bill presented with this report, all of which is respectfully submitted.

On motion of Mr. Chrisman,

The bill referred to, was taken up, to-wit :

A bill to be entitled an act in relation to the Penitentiary.

Mr. Oliver offered to amend by inserting after "cotton" wherever it appears in the bill, the words "and wool," and insert before the word "fabrics" "and wool," both of which were adopted.

On motion of Mr. Chrisman,

The rule was suspended, the bill considered as engrossed, read a third time and passed,

The title standing as stated.

The following message was received from the House of Representatives :

MR. PRESIDENT—

The House of Representatives has passed the following entitled Senate bills :

An act to amend the law of evidence in certain cases.

An act to prohibit the assessment and collection of taxes on Bowie knives, dirk knives and sword canes.

An act for the relief of F. Cox.

An act for the benefit of the Mobile and Ohio Railroad Company.

An act to postpone the collection of forfeitures, until twelve months after the termination of the existing war, or otherwise directed by law.

The House has adopted the Senate substitute for House bill entitled an act for the relief of W. T. Huggins.

The House has concurred in the Senate amendments to the following House bills :

An act for the relief of W. P. Baldwin, of Tippah county.

An act to provide for indexing the papers in the Probate Office of Lauderdale county, and for other purposes.

An act to amend an act entitled an act to define the powers to

the County Police of Covington and Pike counties, in relation to the three per cent. fund, approved February 13th, and for other purposes.

The House has passed,

A bill to be entitled an act to incorporate the Bank of Jackson, and other Banks,

In which the concurrence of the Senate is desired.

I am directed to return to the Senate the following entitled Senate bills, with the request that the same be engrossed and returned to the House :

A bill to be entitled an act to amend an act entitled an act to provide for erecting levees on the bank of the Mississippi river, in Warren county, passed the 23rd of February, A. D. 1846 ; and also to amend an act entitled an act to amend an act entitled an act to provide for erecting levees on the banks of the Mississippi, in Warren county, passed the 9th of March, 1850.

Mr. Ellett, from the Committee on the Judiciary, made the following report,

Which was received and agreed to :

MR. PRESIDENT—

The Committee on the Judiciary, to whom was referred a Senate bill entitled an act to authorize the formation of a joint Stock Company for the making of salt in this State, have considered the same, and have instructed me to report the said bill back without amendment, and to recommend that the same do not pass.

Mr. Ellett, from the Judiciary Committee made the following report,

Which was received and agreed to :

MR. PRESIDENT—

The Committee on the Judiciary, to whom was referred an act to amend the fifth section, chapter three of the Revised Code, have considered the same, and have instructed me to report the said bill back, and to recommend its passage.

On motion of Mr. Ellett,

The bill referred to was taken up and read, to-wit :

A bill to amend the 5th section of chapter three of the Revised Code.

On motion of Mr. Ellett.

The rule was suspended, the bill read a third time and passed, the title standing as stated.

Mr. Ellett, from the Committee on the Judiciary, made the following report,

Which was received and agreed to :

MR. PRESIDENT—

The Committee on the Judiciary, to whom was referred the

message of the Governor, with accompanying documents, asking the advice and consent of the Senate to the remission of a certain forfeiture against James Monroe Kyle, as one of the sureties of R. W. Farris, have considered the same, and have instructed me to report the following resolution, and to recommend its adoption :

Resolved, That the Senate do advise and consent to the remission of the forfeiture adjudged in the Circuit Court of Panola county, against James Monroe Kyle, as one of the sureties of R. W. Farris.

On motion of Mr. Ellett,

The resolution was taken up, and the same was rejected.

Mr. Ellett, from the Judiciary Committee, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on the Judiciary, who were instructed by the Senate to report a bill authorizing Guardians to collect by law, interest and other debts due their wards, have instructed me to report a bill herewith entitled an act to authorize Guardians to recover by suit the income of the estate of their wards, and to ask to be discharged from the further consideration of the subject.

On motion of Mr. Ellett,

The bill referred to was taken up and read.

On his further motion,

The rule was suspended, the bill read a second time by title.

Mr. Griffin offered the following amendment :

Strike out "income," and insert "half the amount of his or her annual income.

The amendment was laid on the table.

On motion of Mr. Ellett,

The rule was further suspended, the bill read a third time and passed,

The title standing as stated.

Mr. Ellett, from the Committee on the Judiciary, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on the Judiciary, who were instructed by the Senate to inquire and report "whether tax assessors are entitled to commissions on the military tax under the general law allowing commissions on the State tax," have considered the subject, and have instructed me to make the following report :

Second article of the third chapter of the Revised Code provides that every assessor shall be entitled to receive from the State Treasury as a compensation for his services, five per centum on the amount of the State tax contained in his assessment, provided

such compensation shall not be less than \$100, nor more than \$500, in any one year.

By the act of Nov. 30th, 1858, it was enacted that every assessor should receive from the State Treasury, *as full compensation for all his services as assessor*, seven per centum on the amount of his assessment, such compensation not to be less than \$200, nor more than \$709, in any one year.

It is clear then that the only compensation the assessor is entitled to is paid him out of the State Treasury, and is to be ascertained in the manner expressed in the above act of 1858, and is seven per cent. on the "*amount of his assessment*," not, however, less than \$200, nor more than \$700.

By reference to the Ordinance of the Convention, levying the military tax, it will be perceived that the first payment of this tax, made in the spring of 1861, was required to be both assessed and collected by the *collector*. He was required to collect an additional special tax of fifty per cent. on the State tax, and also a tax of three-tenths of one per cent. on money held, loaned or employed, without the limits of this State.

By the seventh section of the Ordinance the permanent military tax for the redemption of the State loan was imposed. It directs the *Collector* to collect in every year until discontinued, an additional special State tax, "the same as is provided in the first section of this Ordinance," that is, fifty per cent. on the State tax, and three-tenths of one per cent. on money out of the State.

By the eighth section the collector was required to make the assessment of the said tax on money, "until the assessor shall make other assessments of personality."

By the ninth section, the assessors in all subsequent assessments of taxes until said Treasury Notes shall be paid," are required to assess the said tax on "the amount of money owned or controlled by the tax payer, and deposited, loaned or employed in the purchase of notes, bills, bonds, stock, mortgages or any securities for the payment of money without the limits of this State, or kept from use or circulation within the same."

From this recital of the laws applicable to the subject it appears :

1st. That the tax assessor is only entitled to commissions on *the amount of his assessment*, and is not entitled to any compensation for any tax which he is not required to assess, and which does not appear in his assessment.

2nd. The military tax, so far as regards the fifty per cent. on the State tax, is not assessed by the assessor, and does not properly appear in his assessment. It is like the county tax, with which the assessor has nothing to do, and on which he is not entitled to charge commissions.

3rd. The assessor being required to assess the tax on money held, loaned, deposited or used without the limits of this State, is

obliged to include such tax in his assessment, and is therefore entitled to commissions upon it.

The committee would further remark that their attention has been called to a practice said to prevail in some counties, whereby the Boards of Police make allowance to the assessor for assessing county taxes; this is wholly illegal. The assessor renders no service whatever respecting the county tax. It is not even fixed by the Board of Police, until after the assessment is made. Any such allowance to the assessor is an unlawful use of the money of the county, and probably renders the members of the Board who concur in it liable to indictment and punishment for a violation of the duties of their office.

All of which is submitted.

Mr. Ellett, from the Committee on the Judiciary, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on the Judiciary, to whom was referred a bill entitled an act to extend the time for the redemption of lands heretofore sold for taxes, and to reduce the damages on the redemption of land heretofore sold, have considered the same, and have instructed me to report the same back, and to recommend its passage.

On motion of Mr. Ellett, the bill was taken up.

Mr. Griffin moved to postpone indefinitely the same,

Which was lost by the following vote :

YEAS—Messrs. Brown, Buck, Chrisman, Cummings, Griffin, McLain, Mims, Oliver, Pegram, Quin, Taylor and Thames—12.

NAYS—Mr President, Messrs. Bowles, Ellett, Gordon, Greer, Huie, Jordan, Luckett, Moore, Neely, Neill, Phelan, Starke and Taliaferro—14.

Mr. Ellett moved that the rule be suspended, the bill read a third time and put upon its passage,

Which motion was lost.

On motion of Mr. Ellett,

The rule was suspended, the bill ordered to be engrossed, and ordered for a third reading on to-morrow at ten o'clock.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House has passed a bill entitled an act to amend the charter of the Columbus Life and General Insurance Company, and the Mississippi Mutual Insurance Company,

Mr. Ellett, from the Judiciary Committee, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on the Judiciary, who were directed by the Senate to inquire into the expediency of so modifying the stay law as to free it from supposed constitutional objections, have considered the subject, and have instructed me to report that the committee think it inexpedient to adopt any legislation on the subject, in advance of judicial decision, and they ask to be discharged from the further consideration thereof.

Mr. Ellett, from the Judiciary Committee, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on the Judiciary, to whom was referred a House bill entitled an act in regard to the Assessor of Tunica county, have had the same under consideration, and have instructed me to report the said bill back, and to recommend that it do not pass.

Mr. Wilson, from the Judiciary Committee, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Judiciary Committee, to whom was referred the memorial of J. N. Jones, have had the same under consideration, and have instructed me to report the accompanying bill to the Senate, and to recommend its passage.

On motion of Mr. Wilson,

The bill was taken up, to-wit :

An act to increase the compensation of Sheriffs in certain cases.

On motion of Mr. Wilson,

The rule was suspended, the bill read a second time by title.

Mr. Oliver offered the following amendment,

Which was adopted :

End of first section, add provided said persons are fed on meat and other substantial diet.

On motion of Mr. Wilson,

The rule was suspended, the bill considered engrossed, read a third time and passed as amended,

The title standing as stated.

On motion of Mr. Phelan,

The motion of Mr. Thames to reconsider the vote passing an act to amend the law in relation to the State University, which had been made the special order for to-day, was considered.

And Mr. Thames' motion to reconsider as aforesaid, prevailed with the following result :

YEAS—Mr President, Messrs. Buck, Davis, Ellett, Gordon, Huie, McLain, Neely, Neill, Poindexter, Starke, Taliaferro and Thames—14.

NAYS—Messrs. Bowles, Brown, Cummings, Griffin, Jordan, Luckett, Moore, Oliver, Pegram, Phelan, Quin, Taylor and Wilson—13.

The question then recurred on the passage of the bill, and the same passed by the following vote :

YEAS—Messrs. Bowles, Brown, Cummings, Griffin, Jordan, Luckett, Moore, Oliver, Pegram, Phelan, Quin, Taylor, Thames and Wilson—14.

NAYS—Mr President, Messrs. Buck, Davis, Ellett, Gordon, Huie, McLain, Mims, Neely, Neill, Poindexter, Starke and Taliaferro—13.

The following message was received from the House of Representatives :

MR. PRESIDENT—

The House has passed a resolution herewith transmitted, in relation to the invitation of the Mississippi Central and other Railroad Companies, and have appointed as the committee on the part of the House, Messrs. Hooker, of Hinds, Dunnaway, of Yallobusha, and M. D. Johnston, of DeSoto.

Mr. Gordon, from the Committee on Finance, made the following report,

Which was received and agreed to :

MR. PRESIDENT—

The Committee on Finance, to whom was referred the bill to be entitled an act to amend chapter sixty-four, section ten, of the Revised Code, have had the same under consideration, and have instructed me to report said bill back to the Senate, and recommend that it do not pass.

Mr. Gordon, from the Committee on Finance, made the following report,

Which was received and agreed to :

MR. PRESIDENT—

The Committee on Finance, to whom was referred the resolution in relation to so changing the commencement of the fiscal year as to make the assessment of the coming year at the time of collecting the taxes of the last year, &c., have had the said reso-

lution under consideration, and have instructed me to report that they deem it inexpedient to recommend any change in the time and manner of making the assessment of the taxes, therefore they ask to be discharged from the further consideration of the subject.

The following message was received from the Governor, through Mr. John W. Ward, his Private Secretary :

EXECUTIVE OFFICE, }
Jackson, Miss., Dec. 17th, 1861. }

MR PRESIDENT—

His Excellency the Governor, has approved and signed the following Senate bills :

An act in relation to evidence of title in certain cases.

An act to amend the third section, chapter forty-eight, of the Revised Code.

An act to amend chapter sixty-four, section ten, of Revised Code, in relation to the circulation of small bills and for other purposes.

An act to provide for the establishment of Hospitals for the Mississippi troops, and for other purposes.

An act to regulate the action of Police Courts in certain cases.

The following message was received from His Excellency, John J. Pettus, Governor of the State of Mississippi, through his private Secretary, John W. Ward :

EXECUTIVE OFFICE, }
Jackson, Miss., Dec. 17th, 1861. }

Gentlemen of the Senate :

I herewith enclose you petition for the release of forfeiture in the case of the State of Mississippi vs. N. G. Bryson and Geo. H. Hazlehurst, would respectfully ask your advice and consent to the remission of the same.

JOHN J. PETTUS.

Also, the following message was received from the Governor :

EXECUTIVE OFFICE, }
Jackson, December 17th, 1861. }

Gentlemen of the Senate and House of Representatives :

I have in my possession Auditor's Warrants to the amount of one hundred and three thousand dollars, issued upon the contract for the purchase of Belgian arms. Thirty-four thousand dollars of these funds have been returned to the Treasury in the manner required by law, and I respectfully request the passage of an act

which will enable me to return these Warrants to the Auditor, and have them cancelled and placed to the credit of the military fund.

JOHN J. PETTUS.

On motion of Mr. Starke,

The joint resolution of the House in relation to an invitation from Messrs. W. Goodman and Milton Brown, to the Legislature to take an excursion trip, &c., was taken up.

On motion of Mr. Starke,

Said blank was filled with three, consisting of Messrs. Starke, Moore and Neill.

Mr. Phelan offered the following amendment, which was adopted :

Strike out all after the word "Kentucky," in ninth line and insert the following :

Whilst appreciating the kindness thus tendered, the urgent public business now demanding the attention of the Legislature, and the protracted stage of its session, forbids the acceptance of an invitation, which, under other circumstances, the two Houses would most cheerfully accept.

Resolved, That the President of the Senate, and the Speaker of the House, transmit a copy of this resolution to Messrs. Goodman and Brown, the Presidents of said Railroads.

Mr. Neill offered the following resolution, which was lost.:

Resolved, That the resolution passed on yesterday, prohibiting the introduction of any new business after three o'clock, P. M., on yesterday, be so far suspended as to permit the introduction of a bill to be entitled an act to amend the charter of the New Orleans, Jackson and Great Northern Railroad Company, and also a bill to be entitled an act to aid and assist Maj. John W. Balfour, of Madison county, in raising a regiment of infantry.

On motion of Mr. Gordon,

The Senate took up a House bill entitled an act to incorporate the Bank of Jackson, and other Banks.

Pending the reading of which,

The Senate adjourned until 3 o'clock, P. M.

THREE O'CLOCK, P. M.

Senate met pursuant to adjournment.

Mr. Gordon offered the following report :

MR. PRESIDENT—

The Committee on Finance, to whom was referred the bill to be entitled an act to amend the charter of the city of Vicksburg, have had the same under consideration. and after examining it, have instructed me to report it back to the Senate, and recommend that it do not pass.

On motion of Mr. Gordon, the bill referred to, was laid on the table.

Mr. Chrisman, from a Select Committee, made the following report :

MR PRESIDENT—

The Select Committee, to whom was referred a bill to be entitled an act allowing the Board of Police of Pike county to license free negroes, have had the same under consideration, and instructed me to report a substitute for the same, and recommend its passage.

On motion of Mr. Chrisman,

The bill was taken up and read.

The following is the substitute reported by the committee :

A bill to be entitled an act to confer discretionary power on the Board of Police of Pike county, in relation to the free negroes of said county.

Section 1st. *Be it enacted by the Legislature of the State of Mississippi*, That the Board of Police of Pike county are hereby authorized to issue license to such of the free negroes now being in said county, to remain within its limits as shall, upon satisfactory evidence to them, appear to be of good character and in no wise dangerous to the community, and they may revoke said license upon their becoming depraved and troublesome.

Sec. 2. *Be it further enacted*, That it shall be the duty of the Sheriff of said county to apprehend, and it shall be the duty of the Board of Police to have sold into slavery any free negro of said county, who shall be found within its limits, after the first day of March, 1862, without a license from the Board of Police to remain, and all funds so arising from the sales of free negroes shall pass to the credit of the common school fund of said county.

Sec. 3rd. *And be it further enacted*, That this act take effect from its passage.

On motion of Mr. Chrisman,

The rule was suspended, the bill read a second and third time and passed as amended,

The title standing as stated.

Mr. Mims called from the table a House bill entitled a bill to legalize the assessment roll of Hinds county, for the year 1861.

On motion of Mr. Mims,

The rule was suspended, the bill read a second and third time and passed,

The title standing as stated.

Mr. Griffin called from the House messages a bill entitled an act to legalize the assessment of taxes for the year 1861,

Which was read.

On motion of Mr. Griffin,

The rule was further suspended, the bill read the third time and passed,

The title standing as stated.

On motion of Mr. Ellett,

The unfinished business was taken up, to-wit :

The Bank bill.

Mr. Phelan offered the following amendment to the bill,

Amend by adding this additional section :

Sec. — *Be it further enacted*, That the said Banks hereby incorporated, shall accept in payment of all dues to said Banks or either or any of them, all Treasury Notes issued, or that may hereafter be issued under any act of the legislature of this State, and may pay out the same in discharge of their liabilities. A refusal on the part of said Banks, or any or either of them, so to receive the said Treasury Notes, shall amount to, and constitute a forfeiture of charter, which may be declared in any direct proceeding for that purpose, instituted in the name of the State of Mississippi, at the relation of any person in any court having jurisdiction thereof. Should the charter or charters of any Bank or Banks hereby incorporated, be declared forfeited in any such proceeding, the Judge, Chancellor or Court before whom said suit or suits may be pending, shall immediately appoint a trustee or trustees to take charge and possession of all the property, effects and assets of such Bank or Banks for the purpose of winding up the affairs of the same, under such rules and regulations as said Judge, Chancellor or Court may adopt : *Provided*, That this section shall not apply to the payment by the Stockholders of their subscriptions to the capital stock of said Banks.

Mr. Gordon offered the following amendment to Mr. Phelan's amendment,

Amend Mr. Phelan's amendment, by adding the following proviso :

Provided further, Such Treasury Notes when offered to said Banks or either of them shall be at par value with the Bank Notes of said Banks or the Bank Notes of a majority of the Banks in the city of New Orleans.

Mr. Starke moved to lay both amendments on the table,

Which was lost by the following vote :

YEAS.—Messrs. Bowles, Buck, Davis, Ellett, Gordon, Huie, Jordan, McLain, Moore, Neely, Neill, Poindexter and Starke—13.

NAYS.—Mr. President, Messrs. Brown, Chrisman, Cummings, Griffin, Greer, Mims, Oliver, Pegram, Phelan, Quin, Taylor, Taliaferro, Thames and Wilson.—15.

On motion of Mr. Phelan,

Mr. Gordon's amendment was laid on the table by the following vote :

YEAS.—Mr President, Messrs. Brown, Chrisman, Cummings, Griffin, Greer, Mims, Oliver, Pegram, Phelan, Quin, Taylor, Taliaferro, Thames and Wilson—15.

NAYS.—Messrs. Bowles, Buck, Davis, Ellett, Gordon, Huie, Jordan, McLain, Moore, Neely, Poindexter and Starke—13.

• On motion of Mr. Ellett,

There was a call on the Senate, and absentees sent for.

On motion of Mr. Starke, the call was suspended.

Mr. Griffin moved to postpone indefinitely the bill under consideration.

The motion was lost by the following vote :

YEAS.—Mr President, Messrs. Brown, Chrisman, Cummings, Griffin, Greer, Oliver, Pegram, Phelan, Quin, Taylor, Taliaferro, Thames and Wilson.—14.

NAYS.—Messrs. Bowles, Buck, Davis, Ellett, Gordon, Huie,* Jordan, Luckett, McLain, Mims, Moore, Neely, Neill, Poindexter and Starke—15.

Mr. Neill offered the followings amendment to Mr. Phelan's amendment,

Which was adopted,

Insert after the word issued :

"By virtue of or under any law of this State heretofore passed or which may pass during the present session of the legislature."

The question then recurred on the adoption of Mr. Phelan's amendment as amended,

And the same was adopted by the following vote :

YEAS.—Mr President, Messrs. Brown, Chrisman, Cummings, Griffin, Greer, Mims, Oliver, Pegram, Phelan, Quin, Starke, Taylor, Taliaferro, Thames and Wilson—16.

NAYS.—Messrs. Bowles, Buck, Davis, Ellett, Gordon, Huie, Jordan, Luckett, McLain, Moore, Neely, Neill and Poindexter—13.

Mr. Phelan offered the following amendment :

Amend by adding the following section :

Sec. — *Be it enacted*, That should the said Banks not commence the redemption of their notes in specie at the time specified in this act, or should the said Banks or either of them suspend the payment of their notes in specie at any time, after they or either of them shall have commenced such payment, said failure so to commence, or suspension of specie payments shall amount to a forfeiture of the charter of said Banks, which may be declared in any direct proceeding for that purpose, instituted in the name of the State of Mississippi, at the relation of any person, in any

Court having jurisdiction thereof. Should such charter or charters be declared forfeited, the Court, Judge or Chancellor, before whom said suit is pending, shall immediately appoint a trustee or trustees to take charge of all the effects and assets of said Bank or Banks, for the purpose of winding up the affairs of the same under such rules and regulations as said Judge, Court or Chancellor may adopt.

On motion of Mr. Starke,

The same was laid on the table by the following vote :

YEAS.—Messrs. Bowles, Buck, Davis, Ellett, Greer, Gordon, Huie, Jordan, Lockett, McLain, Mims, Moore, Neely, Neill, Poindexter, Starke, Taylor and Wilson.—18.

NAYS.—Mr President, Messrs. Brown, Chrisman, Cummings, Griffin, Oliver, Pegram, Phelan, Quin, Taliaferro and Thames—1..

The following message was received from the House of Representatives :

MR PRESIDENT—

The House of Representatives has passed Senate bills with the following titles :

A bill to be entitled an act to reduce the pay of officers holding elections.

A bill to be entitled an act for the relief of the minor heirs of W. D. Clifton, deceased.

Also, a House bill to be entitled an act to repeal an act to secure the interest on the school fund belonging to the counties in the Chickasaw Cession, so far as the same relates to the county of Calhoun.

Also, a House bill to be entitled an act to authorize Railroad Companies in this State to issue notes to be circulated as money.

In which the concurrence of the Senate is desired.

On motion, the Senate adjourned until seven o'clock, P. M.

SEVEN O'CLOCK, P. M.

Senate met pursuant to adjournment.

Mr. Phelan moved to adjourn until to morrow morning, at nine o'clock, which was lost.

Mr. Moore, from the Committee on Enrolled Bills, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on Enrolled Bills have had under considera-

An act authorizing the issuance of Treasury Notes as advances on cotton.

An act to regulate the payment of certain money into the State Treasury.

An act to amend an act entitled an act to incorporate the town of Canton, and to repeal all former acts incorporating the same, and all acts amendatory thereof.

An act to aid in arming and equipping the Cavalry Company of Capt. J. T. McBee : and,

An act to aid in arming and equipping a Regiment of Cavalry for the Confederate Service, and upon examination, have found the same properly enrolled.

On motion of Mr. Oliver,

The unfinished business of this evening was taken up.

Mr. Oliver offered the following amendment,

Amend section nineteenth, by adding the following :

Nor shall said Banks after the commencement of specie payment, pay out from their counters any thing but gold and silver, their own Notes or the Treasury Notes required by this act to be taken at par by the Bank in payment of all debts due the Bank.

On motion of Mr. Starke,

The same was laid on the table by the following vote :

YEAS.—Messrs. Bowles, Buck, Chrisman, Davis, Ellett, Griffin, Gordon, Huie, Jordan, Luckett, McLain, Moore, Neely, Neill, Poindexter, Quin, Starke, Taylor and Wilson.—19.

NAYS.—Mr President, Messrs. Brown, Cummings, Mims, Oliver, Pegram, Phelan, Taliaferro and Thames—9.

Mr. Ellett offered the following amendment,

Which was adopted :

Amend by striking out the twenty-eighth section.

Mr. Ellett offered the following amendment,

Amend by adding the following additional section :

Sec. — *Be it further enacted*, That the issue of the Banks proposed to be created by this act, shall be received in payment of State, County and Municipal taxes, until the legislature shall otherwise provide by law.

The same was adopted by the following vote :

YEAS.—Mr President, Messrs. Bowles, Davis, Ellett, Griffin, Gordon, Luckett, McLain, Moore, Neely, Neill, Oliver, Poindexter, Quin, Starke, Taylor, Taliaferro and Thames—21.

NAYS.—Messrs. Brown, Buck, Chrisman, Cummings, Mims, Pegram, Phelan and Wilson—8.

Mr. Ellett offered the following amendment,

Which was adopted.

Amend the nineteenth section by adding, "but no Bank created under this act shall make any of its notes payable at any other place than at its own counter."

Mr. Phelan offered the following amendment,

Amend by adding the following section :

Sec. — *Be it enacted*, That the Stockholders in said Banks, each and every one of them, are hereby declared liable in their private capacity and property, for each and every note that may be issued by said Banks—and the said Stockholders, separately or together, one or more of them, may be sued upon the notes so issued, by any holder thereof, in any Court having jurisdiction of the same—nor shall the rendition of one or more judgments remaining unsatisfied in favor of such holder, prevent the said holder from instituting other suits upon the same course of action against other Stockholders, so long as the said note or notes remain unpaid—and no Stockholder, shall, by a sale or transfer of his stock, exempt himself from liability to suit, as in this section provided, upon any note issued by said Bank during the time he owes a Stockholder in the same—the Stockholder so selling or transferring, and the person to whom such sale or transfer is made, shall both be liable for the payment of said issues.

On motion of Mr. Buck,

The same was laid on the table by the following vote :

YEAS—Messrs. Bowles, Brown, Buck, Davis, Ellett, Gordon, Huie, Jordan, Luckett, McLain, Mims, Moore, Neely, Neill, Poin-dexter, Quin, Starke and Wilson—18.

NAYS—Mr President, Messrs. Chrisman, Cummings, Griffin, Oliver, Pegram, Phelan, Taylor, Taliaferro and Thames—10.

Mr. Phelan offered the following amendment,

Amend by adding the following section :

Sec. — *Be it further enacted*, That the Stockholders in said Banks, each and every one of them are hereby declared liable in their private capacity and property, for each and every note that may be issued by said Banks—and the said Stockholders separately or together, one or more of them may be sued upon the notes so issued, by any holder thereof, in any Court having jurisdiction of the same, nor shall the rendition of one or more judgments remaining unsatisfied in favor of such holder, prevent the said holder from instituting other suits upon the same cause of action against other Stockholders, so long as the said note or notes remain unpaid. And no Stockholder shall by a sale or transfer of his stock exempt himself from liability to suit as in this section provided, upon any note issued by said Bank during the time he may be a Stockholder in the same, provided this liability shall not exceed double the amount of stock owned in said Bank, by any Stockholder.

On motion of Mr. Starke, the same was laid on the table by the following vote :

YEAS—Messrs. Bowles, Buck, Davis, Ellett, Gordon, Huie, Jordan, Luckett, McLain, Moore, Neely, Neill, Poindexter, Quin, Starke and Wilson—16.

NAYS—Mr President, Messrs. Brown, Chrisman, Cummings, Griffin, Mims, Oliver, Pegram, Phelan, Taylor, Taliaferro and Thames—12.

Mr. Buck offered the following amendment,
Which was adopted :

Amend section sixteenth, by striking out the words "and its ultimate inability to pay," in the first and second lines of the section, and the word "summary," in the third line of the section.

Mr. Oliver offered the following amendment :

Insert the word "specie," after the word "pay," in second line of Mr. Buck's amendment.

Mr. Buck moved to lay the same on the table,
Which was lost.

The question then recurred on its adoption, and the same was rejected.

Mr. Phelan offered the following amendment,
Amend by the following additional section :

Sec. — *Be it further enacted*, That this act, in whole or in part, may be repealed, or any addition to, or amendment or alteration of the same may be made by any subsequent legislature of this State.

On motion of Mr. Starke,

The same was laid on the table by the following vote :

YEAS—Messrs. Bowles, Buck, Davis, Ellett, Gordon, Huie, Jordan, Luckett, McLain, Mims, Moore, Neely, Neill, Poindexter, Quin, Starke and Wilson—17.

NAYS—Mr President, Messrs. Brown, Chrisman, Cummings, Griffin, Oliver, Pegram, Phelan, Taylor, Taliaferro, and Thames—11.

On motion of Mr. Ellett,

The amendments were ordered to be engrossed, and the bill ordered to a third reading to-morrow at ten o'clock.

On motion of Mr. Luckett,

The Senate adjourned until 9 o'clock to-morrow morning.

WEDNESDAY, Dec. 18th, 1861.

The Senate met pursuant to adjournment.

Prayer by Rev. Mr. Anderson.

The journal of yesterday was read and corrected.

Mr. Wilson called from the table,

A House bill entitled an act to amend chapter eighth of Revised Code, entitled an act establishing the fees of certain officers, so far as relates to the Clerks of the Chancery and Probate Courts of Adams county: which was read.

On motion of Mr. Wilson;

The rule was suspended, the bill read a third time and passed,

The title standing as stated,

Mr. Ellett, from the Judiciary Committee, made the following report,

Which was received and agreed to :

MR PRESIDENT--

The Committee on the Judiciary, who were instructed by the Senate to report a bill extending the time for collecting taxes until the Treasury Notes authorized by an act passed at the present session can be prepared and put in circulation, have considered the subject, and have directed me to report the bill herewith, entitled an act to extend the time for the collection of the taxes of the current fiscal year, and recommend its passage.

On motion of Mr. Ellett,

The bill indicated in the above report, was taken up and read.

On his further motion,

The rule was suspended, the bill read a second and third time and passed,

The title standing as stated.

The following message was received from the House of Representatives:

MR PRESIDENT--

The House of Representatives have adopted a Joint Resolution in relation to the Clerk of the House and Secretary of the Senate,

In which the concurrence of the Senate is desired.

Mr. Oliver called up a House resolution in relation to extending the time for the Clerk of the House and Secretary of the Senate to bring up unfinished business, &c.

On motion of Mr. Oliver,

The blank was filled with the word five.

No further action being taken on it, the resolution was placed on the calendar.

Mr. McLain called up the special order for to-day at ten o'clock, to wit:

An act to incorporate the Bank of Jackson and other Banks.
The following message was received from the House of Representatives :

MR PRESIDENT—

The House of Representatives has passed,
A bill to be entitled an act to abolish the Military Board of this State,

In which the concurrence of the Senate is desired.

On motion of Mr. Huie,

The bill under consideration, was read the third time and put upon its passage, as ordered on yesterday.

On motion of Mr. Buck,

The same was reconsidered.

The bill then being on its second reading,

Mr. Phelan offered the following amendment,

Mr. Phelan offered to amend the bill as follows:

Insert at the end of the twenty-seventh line, of section first, the following:

And, in addition to the promissory note and pledge of cotton, above provided for, every person applying for a subscription of stock in said Bank, shall execute a bond with two securities in double the amount of stock subscribed for, in substance, as follows :

THE STATE OF MISSISSIPPI, }
County. }

Know all men by these presents :

That we ——— as principal, and ——— and ——— as his securities, are bound unto the State of Mississippi, in the sum of ——— dollars.

There is a condition to the above obligation, which is this : the said ——— has subscribed for ——— shares of stock, amounting in the aggregate to the sum of ——— dollars in the ———.

Now if the said Bank shall not commence paying specie upon its notes when required by its charter so to do—or, if after such commencement it shall suspend specie payment without authority of law in other cases—or, if the charter of said Bank shall be declared forfeited in any proper proceeding, then this obligation shall be in force as far as may be necessary to secure payment to the holders of the notes of said Bank, in accordance with the provisions of its charter. Should the contingencies above specified not happen—or should they, or either of them come to pass, and neither the amount of this obligation nor any portion thereof be required to redeem the notes of said Bank, then this obligation is to be void.

Witness our hands and seals, this _____ day of _____ 186 :

[Signed] _____ (Seal.)
 _____ (Seal.)
 _____ (Seal.)

The above bond shall be executed before the Judge of the Probate Court of the county in which the principal in the same shall reside, and said Judge shall require each of said securities to make oath that he is worth the amount of said bond after the payment of his debts. Said bonds shall be authenticated by the certificate of said Judge, and deposited in the office of the Probate Clerk of said county, who shall keep a record of the names of parties executing said bonds, and their amounts. Upon the happening of any one of the events in the said bond specified, any person holding the notes of said Bank may institute a suit upon said bond, in the name of the State of Mississippi, for the use of such person, in any Court of competent jurisdiction, for the recovery of the note so held. A copy of said bond, authenticated by the Clerk of the Probate Court shall be proof of the existence and due execution of said bond in all cases, unless the defendant or defendants in such suit shall, by plea, under oath, deny the said bond to be his or their act in deed. Every party executing such bond, shall pay fifty cents each to the said Judge and Clerk, for the services here required of them.

On motion of Mr. Starke,

The same was laid on the table by the following vote :

YEAS—Messrs. Buck, Davis, Ellett, Greer, Gordon, Huie, Jordan, Lockett, McLain, Mims, Moore, Neely, Neill, Poindexter and Starke—15.

NAYS—Mr President, Messrs. Bowles, Brown, Chrisman, Cummings, Griffin, Oliver, Pegram, Phelan, Quin, Taylor, Taliaferro, Thames and Wilson—14.

Mr. Starke moved to reconsider the vote taken on yesterday adopting the amendment offered by Mr. Phelan.

On motion of Mr. Phelan,

There was a call of the Senate, and the absentees were sent for.

On motion of Mr. Starke,

The call was suspended.

Mr. Starke's motion to reconsider as aforesaid, was lost by the following vote :

YEAS—Messrs. Bowles, Buck, Davis, Ellett, Gordon, Huie, Jordan, Lockett, McLain, Moore, Neely, Poindexter and Starke—13.

NAYS—Mr President, Messrs. Brown, Chrisman, Cummings, Griffin, Greer, Mims, Neill, Oliver, Pegram, Phelan, Quin, Taylor, Taliaferro, Thames and Wilson—16.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House of Representatives has passed a bill to be entitled,
An act to authorize the Governor of the State to return to the Auditor of Public Accounts, certain Auditor's Warrants in his hands;

In which the concurrence of the Senate is desired.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House has passed a Senate bill to be entitled,
An act to amend the laws in relation to the State University.

On motion of Mr. Taliaferro,

The Senate adjourned until 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The Senate met pursuant to adjournment.

Mr. McLain called from the calendar a House bill entitled,
An act to authorize the Secretary of State to sell certain swamp and overflowed land,

Which was taken up and read; and,

On motion of Mr. McLain,

Was referred to a select committee of three, consisting of Messrs. McLain, Chrisman and Brown.

On motion of Mr. Gordon,

The unfinished business was taken up.

Mr. Gordon offered the following amendment to the bill,

Which was adopted :

Amend by inserting after the word "note," in the second line of the second section, the following words "with two or more good and sufficient sureties, which said sureties shall go before the Judge of Probate of the proper county, and each make oath before said Judge that he is worth over and above all debts, claims or liabilities against him, the amount of the said note upon which he is security as aforesaid, and if both of said sureties on said note shall be approved as such by said Judge of Probate, such Judge shall endorse on the affidavit made by said sureties his approval, and shall file said affidavit so endorsed in the Probate Clerk's Office of his county."

Mr. Greer offered the following amendment, which,

On motion of M. Luckett,

Was laid on the table :

Amend section twenty-nine, after the word Marshall, by inserting the following :

Which Bank is empowered to hypothecate Confederate State bonds or bonds of equal value to them with the State Treasurer, and issue notes thereon to the amount of fifty cents on the dollar of the true value of the bonds thus hypothecated—the State Treasurer signing the notes to be issued on the security of the bonds deposited with him, and holding said bonds as a collateral security for the redemption of the notes signed by him, with full power and authority to sell said bonds and redeem said issues, should the Bank fail or neglect to do so.

Mr. Poindexter offered the following amendment,

Which was lost :

Amend by striking out in the clause numerating the Banks, the word “Northern Bank of Mississippi, at Holly Springs.”

Mr. Neill offered the following amendment,

Which was adopted :

Strike out in third line of section nine, all after the word “bullion” to the word “or,” where it first occurs in fourth line of said section.

Mr. Starke offered the following amendment,

Which was adopted :

Strike out “Commercial Bank of Manchester,” and insert the “Bank of Yazoo City.”

On motion of Mr. Gordon,

The constitutional rule was suspended, the amendments to the bill under consideration were considered as engrossed, the bill read a third time and passed as amended,

The title standing as stated.

The following is the vote passing the same :

YEAS—Messrs. Bowles, Buck, Davis, Ellett, Gordon, Huie, Jordan, Luckett, McLain, Mims, Moore, Neely, Neill, Poindexter and Starke—15.

NAYS—Mr President, Messrs. Brown, Chrisman, Cummings, Griffin, Greer, Oliver, Pegram, Phelan, Quin, Taylor, Taliaferro, Thames and Wilson—14.

On motion of Mr. Ellett,

A special order was taken up, to-wit :

An act to provide for the payment of the Confederate States tax,

And on his motion,

The rule was suspended, the bill read a third time.

On motion of Mr. Moore,

The same was reconsidered.

On motion of Mr. Buck,

The bill was made the special order for this evening, at seven o'clock.

Mr. Gordon by leave, called from the House messages, a House

bill entitled an act to amend the charter of the Columbus Life and General Insurance Company, and the Mississippi Mutual Insurance Company,

Which was read.

Mr. Ellett offered the following amendments,

Which were adopted :

Amend the fifth section by striking out the words "Louisiana, Alabama and Tennessee," and insert the words "cities of New Orleans and Mobile," and strike out the word "States," and insert "cities."

Amend sixth section by striking out the words "States of Louisiana, Alabama and Tennessee," and insert the words "cities of New Orleans and Mobile."

Amend the seventeenth section, by inserting after the word "notwithstanding," the words "and shall continue for the term of fifteen years and no longer, provided the charter of said Company shall continue so long."

Amend by striking out the fifteenth section.

Mr. Taliaferro offered the following amendment :

Sec. — *Be it further enacted*, That the said Corporations are hereby required to receive all Treasury Notes issued under any existing law of this State, in payment of all dues to said corporations, and may pay out the same in discharge of their liabilities. A refusal of said corporations, or either of them, so to receive said Treasury Notes, shall constitute a forfeiture of charter, which may be declared in direct proceeding for that purpose, instituted in the name of the State of Mississippi, at the relation of any person, in any court having jurisdiction thereof, and should the charter of the said corporations, or either of them be declared forfeited, the Court, Judge or Chancellor before whom said proceeding is pending, shall immediately appoint a trustee or trustees to take charge of all the property, effects and assets belonging to said corporations, or either of them, for the purpose of winding up the affairs of the same, under such rules and regulations as said Court, Judge or Chancellor shall adopt.

Mr. Starke moved to lay the same on the table,

Which was lost by the following vote :

YEAS—Messrs. Bowles, Davis, Gordon, Jordan, McLain, Moore, Neely, Starke and Taylor—9.

NAYS—Mr President, Messrs. Brown, Buck, Chrisman, Cummings, Ellett, Griffin, Greer, Huie, Mims, Neill, Oliver, Pegram, Phelan, Peindexter, Quin, Taliaferro, Thames and Wilson—19.

On motion of Mr. Gordon,

The further consideration of the bill was postponed until nine o'clock to-morrow morning.

On motion, the Senate adjourned until seven o'clock, P. M.

SEVEN O'CLOCK, P. M.

The Senate met pursuant to adjournment.

Mr. Neill offered the following resolution,

Which was adopted :

Resolved, That the Clerk of the House be respectfully requested to return to the Senate, the engrossed amendments adopted by the Senate on this day, to the bill establishing the Bank of Jackson, in order that an amendment may be corrected in accordance with the judgment of the Senate, when the same were adopted.

Mr. Thames called from the House messages a House bill entitled,

An act to confirm the location of swamp and overflowed lands in Newton county, and for other purposes,

Which was read.

On motion of Mr. Thames,

The rule was suspended, the bill read a second and third time and passed,

The title standing as stated.

Mr. Davis called from the House messages a House bill to be entitled,

An act to repeal an act to amend an act to secure the interest on the school fund belonging to the counties in the Chickasaw Cession, so far as the same relates to the county of Calhoun, and for other purposes, approved Dec. 3rd, 1859, and for other purposes, which was read.

On motion of Mr. Drane,

The rule was suspended, the bill read a second and third time and passed,

The title standing as stated.

Mr. Pegram moved to call from the table a House bill to be entitled,

An act to aid in repairing and perfecting the levees of the Mississippi river, in the counties of DeSoto, Tunica, Coahoma, Bolivar, Washington and Issaquena, approved Dec. 2d, 1858,

Which was lost.

The following message was received from the House of Representatives :

MR. PRESIDENT—

I am instructed to return to the Senate, in compliance with resolution this day communicated, the engrossed amendments to the bill entitled an act to incorporate the Bank of Jackson and other Banks.

The Senate amended the first amendment in the amendments referred to in said House report, by striking out the words "under any act of the Legislature of this State."

On motion of Mr. Ellett,

The Senate took up a special order, to-wit :

An act to provide for the payment of the Confederate States tax.

Mr. Buck offered the following amendments,

Which were rejected :

Amend section first, by adding the words "of money," after the word "sum," in the second line of the section.

Amend section first, by adding at the conclusion of the section, "provided said sum of money can be loaned at par."

Mr. Luckett offered the following amendment :

Amend fifth section, by adding after the word "cease," in tenth line, the following words :

Provided however, That if the Governor shall fail to dispose satisfactorily of the "certificates of Stock, Bonds or Treasury Notes," authorized to be issued, then and in that event the tax collectors of the several counties of this State, shall not collect the additional special tax provided for by the fifth section of this act.

Mr. Phelan offered the following amendment as a substitute for the amendment of Mr. Luckett,

Amend by adding this additional section, as follows:

That should the Governor be unable to obtain the full amount of funds necessary to enable him to pay said Confederate taxes by the first day of April, 1862, he is hereby required to forbid, by proclamation, the collection of the taxes imposed by this act,

And the same was adopted.

Mr. Phelan offered the following amendment,

Insert at end of first section as follows :

"The Governor is authorized to borrow the said sum in any funds receivable by the Confederate States in payment of said taxes."

On which Mr. Wilson moved the previous question,

Which was sustained.

Mr. Phelan's amendment was then adopted.

On motion of Mr. Ellett,

The bill was considered as engrossed and read a third time.

Mr. Phelan offered the following amendment by way of rider :

Insert at the end of second section, the words "in gold and silver," which,

On motion of Mr. Gordon,

Was laid on the table.

The question then recurred on the passage of the bill,

And the same passed by the following vote :

YEAS—Messrs. Bowles, Chrisman, Davis, Ellett, Griffin, Greer, Gordon, Huie, Lockett, McLain, Mims, Moore, Neely, Neill, Oliver, Pegram, Phelan, Quin, Starke, Taylor, Taliaferro, Thames and Wilson—23.

NAYS—Mr President, Messrs. Brown, Buck, Cummings and Poindexter—4.

Mr. Griffin, by leave, called from the House messages a Joint Resolution in relation to the adjournment of the Legislature, *seine die*, which,

On motion of Mr. McLain,
Was laid on the table.

Mr. Lockett, by leave, called from the House messages a House bill entitled,

An act to authorize Railroad Companies in this State to issue notes to be circulated as money.

On motion of Mr. Lockett,

The rule was suspended, the bill read a second time by title.

Mr. Oliver offered the following amendment :

1st. *Be it further enacted*, That the notes or bills authorized to be issued by the several Railroads chartered by this State, may be issued upon the following terms and conditions, viz :

The several roads issuing bills or notes for circulation as money, shall receive for freight or passage, at par, the notes or bills of any road authorized by this act to issue bills or notes for the purpose of circulation as money : and shall also receive at par such Treasury Notes of this State as may be issued and put in circulation by authority of law, for either freight or passage on their several roads.

2nd. *And be it further enacted*, That should said roads or either of them refuse to receive any freight or passenger on their roads, or either of them, or refuse to deliver such freight to the owner or agent of the owner of any such freight transported over or on their said road or roads, after presentation or offer to pay in the issue of either of said roads, or the Treasury Notes authorized by law to be issued by the Treasurer of this State, the President and Directors of said road, so refusing, shall be liable in their private capacity for such damages as may be assessed by a jury of the proper county to whom the case may be submitted for trial, and the party aggrieved may have his option to commence his action for damages in the county of the residence of the President or either of the Directors of said road, as may refuse to comply with the provisions of this act.

On motion of Mr. Lockett,

The further consideration of the bill and amendment was post-

poned, and the same made the special order for to-morrow, at ten o'clock.

On motion of Mr. Phelan,

The Senate adjourned until to-morrow morning at nine o'clock.

THURSDAY, December 19th, 1861.

The Senate met pursuant to adjournment.

Prayer by the Rev. Mr. McLain.

The journal of yesterday was read and approved.

Mr. Ellett, from the Committee on the Judiciary, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on the Judiciary to whom was referred a bill entitled an act to provide for the publication of legal notices, have had the same under consideration, and have instructed me to report the said bill back with an amendment by way of substitute therefor, and to recommend the adoption of the substitute, and the passage of the bill as amended.

On motion of Mr. Ellett,

The bill referred to was taken up and read.

The following is the substitute reported,

An act in relation to the publication of legal notices :

Sec. 1. *Be it enacted by the Legislature of the State of Mississippi,* That all the notices, publications and advertisements required by law to be published in a newspaper, shall, when there is no newspaper published in the county where such publication ought to be made, by posting up copies thereof in five public places in the county, one of which shall be at the door of the Court-house: And it shall be the duty of the Court making any order of publication against an absent or non-resident party to require the person applying for such order, to state in his affidavit the residence of such absent or non-resident party, if the same can be ascertained, and such Court shall direct the Clerk to transmit by mail, a copy of such order to such absent or non-resident party.

Sec. 2. *Be it further enacted,* That publication made in the manner herein provided, may be proved by affidavit taken and filed, and shall have the same force and effect as if made in the manner now provided by law:

Sec. 3. *Be it further enacted*, That this act shall take effect from its passage.

On motion of Mr. Ellett,

The same was taken up, the bill read a second time by title, under a suspension of the rule.

Mr. Buck offered the following amendment,

Which was adopted.

Amend by additional section :

Section — *Be it further enacted*, That this act shall not apply to an act entitled an act to provide for the better security of titles to lands held and claimed under tax sales and tax title, approved Feb. 10th, 1860.

On motion of Mr. Ellett,

The rule was suspended, the bill read a third time and passed, The title standing as stated.

Mr. Ellett, from the same committee, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on the Judiciary to whom was referred an act authorizing minors to be bound in certain cases, have considered the same, and have instructed me to report the same back, and ask to be discharged from the further consideration of the subject.

On motion of Mr. Ellett,

The bill referred to was taken up, and,

On motion of Mr. Greer,

Was recommitted to the same committee.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House of Representatives has passed Senate bills entitled,

An act to extend the time for the collection of the taxes of the current fiscal year;

Also, a House bill to be entitled an act for the benefit of the Tillatoba Greys, commanded by Capt. W. S. Eskridge, the Panola Cavalry and East Mississippi Rifles.

In which the concurrence of the Senate is desired.

Mr. Moore, from the Committee on Enrolled Bills, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on Enrolled Bills, have had under consideration the following bills, to-wit :

An act to amend the laws in relation to the State University.

An act for the relief of F. Cox.

An act for the relief of W. T. Huggins.

An act to postpone the collection of forfeitures until twelve months after the termination of the existing war, or until otherwise directed by law.

An act for the benefit of the Mobile and Ohio Railroad Company.

An act to reduce the pay of officers holding elections.

An act for the relief of the minor heirs of W. D. Clifton, deceased.

An act to amend the law of evidence in criminal cases,

And an act to prohibit the assessment and collection of taxes on Bowie knives, sword canes and dirk knives, and upon examination have found the same properly enrolled.

Mr. Gordon offered the following resolution, which,

On motion of Mr. Brown,

Was laid on the table.

Resolved, (The House concurring,) That this Legislature adjourn on the 20th day of the present month, at 12 o'clock, noon, to meet on the first Monday in April next, then to consider the business before it.

Mr. Chrisman called from the table a House resolution in relation to adjournment,

Which is as follows :

Resolved, (The Senate concurring,) That the two houses will adjourn *sine die* on Friday, the 20th inst., at the hour of ten o'clock, P. M.

Mr. Moore offered the following amendment to the resolution :

Amend by striking out the words "*sine die*," in the second line and add at the end of the resolution the words "until twelve o'clock, on Monday the 13th day of January next."

On motion of Mr. Chrisman,

The resolution and amendment were laid on the table.

Mr. Quin called from the table a House bill to be entitled,

An act to license Billiard Tables in the counties of Rankin, Hinds, Adams, Wilkinson, Franklin, Tunica and Bolivar,

Which was read, and,

On motion of Mr. Neill,

Was indefinitely postponed by the following vote :

YEAS.—Mr President, Messrs. Brown, Cummings, Davis, Ellett, Griffin, Greer, McLain, Neely, Neill, Oliver, Pegram, Phelan, Starke, Taliaferro and Wilson.—16.

NAYS.—Messrs. Buck, Chrisman, Luckett, Mims, Moore Quin and Thames—7

The following message was received from the House of Representatives :

MR. PRESIDENT :

The House has passed Senate bill entitled,

An act to provide for the payment of the Confederate States tax, with amendments thereto,

In which the concurrence of the Senate is desired.

Mr. Lockett called up a special order, to-wit :

A bill to be entitled an act to authorize Railroad Companies in this State to issue notes to be circulated as money, and the amendment to the same, offered by Mr. Oliver, on yesterday.

Mr. Ellett offered the following amendment to Mr. Oliver's amendment,

Which was adopted :

Amend the amendment by striking out all after the words "circulation as money," in the first section, where they occur the second time.

Mr. Oliver's amendment was then adopted as amended.

Mr. Neill offered the following amendments to the bill,

Which were adopted :

After the word "silver," in the third section, strike out "Treasury Notes of this State."

After the word "than," in first section, strike out "twenty-five cents," and insert "one dollar."

Mr. Mims offered the following amendment,

Which was adopted :

Amend section first, third line, by inserting after the word "named," the words "the Jackson Gas Light Company."

Mr. Drane offered the following amendment,

Amend by additional section :

Sec. — Be it further enacted, That the Mississippi Manufacturing Company be and they are hereby authorized to issue and put in circulation, small notes under the denomination of five dollars, to an amount not exceeding the sum of ten thousand dollars, and the Stockholders of said Company are hereby held liable in their private property for the redemption of the same, whenever specie payments are resumed by the banks of Mobile and New Orleans, and should said Company at any time fail to receive said bills in payment of debts due to them or for goods sold by them : or if after specie payments are resumed as aforesaid, they shall fail or refuse to redeem their notes in the notes of specie paying Banks or in gold and silver, they shall be liable to suit before a competent Court, with twenty per cent. damages, to be recovered with all costs of suit : And for any violation of this act by over issue, the privileges herein granted are revoked, and the Company at once be liable for the redemption of all their issues as above.

Mr. Moore offered the following amendment to the amendment, which was accepted by Mr. Drane,

Provided, Said Company shall be prohibited from issuing bills of a lower denomination than one dollar.

Mr. Drane's amendment was then adopted as amended.

Mr. Ellett offered the following amendment, which,

On motion of Mr. Luckett,

Was laid on the table :

Amend by adding the following additional section :

Sec. — *Be it further enacted*, That the Board of Police of the county of Claiborne shall be authorized to take up all outstanding warrants against said county, and to issue new warrants therefor, payable to the holder or bearer, and in such sums as the holder may desire ; and it shall be lawful for said Board hereafter to cause to be issued to any person having a claim against the county, warrants in such amounts as such person may desire. Such warrants may be issued in such form as the said Board may prescribe, and it shall not be unlawful to issue or pass the same as a substitute for money.

Mr. Ellett offered the following amendment,

Which was adopted :

Amend by inserting in the tenth line of the second section, after the word "dollars," the following :

The West Feliciana Railroad Company, not exceeding twenty thousand dollars, and the Grand Gulf and Port Gibson Railroad Company, not exceeding ten thousand dollars.

On motion of Mr. Ellett,

The vote adopting Mr. Drane's amendment,

Was reconsidered by the following vote :

YEAS—Messrs. Bowles, Buck, Cummings, Ellett, Gordon Jordan, Luckett, McLain, Moore, Neely, Pegram, Phelan, Quin, Starke and Taylor—15.

NAYS—Mr President, Messrs. Brown, Davis, Griffin, Greer, Mims, Neill, Oliver, Taliaferro, Thames and Wilson—11.

Mr. Drane's amendment was then laid on the table,

On motion of Mr. McLain.

The following message was received from the House of Representatives :

MR. PRESIDENT—

The House of Representatives has passed a Senate bill to be entitled,

An act to revise and reduce into one the Militia and Volunteer laws of this State, and have adopted sundry amendments thereto,

In which the concurrence of the Senate is desired.

Also, a House bill to be entitled an act to enable the Governor to appoint an Inspector of Arms or the Aberdeen Armory,

In which the concurrence of the Senate is desired.

Mr. Phelan offered the following amendments,
Amend as follows :

Strike out "one hundred and fifty," where they occur in the third line of the third section, and insert "seventy-five."

Strike out words "one hundred," where they occur in the fifth and sixth lines of third section, and insert "fifty."

Strike out the word "fifty," where it occurs in the eighth line of third section, and insert "thirty-seven."

Strike out word "fifty," where it occurs in the tenth line of third section, and insert "twenty-five."

On motion of Mr. Wilson,

The said amendments were laid on the table.

On motion,

The Senate adjourned until three o'clock, P. M.

THREE O'CLOCK, P. M.

Senate met pursuant to adjournment.

Mr. Wilson offered the following resolution,

Which was adopted :

Resolved, That during the remainder of the session, no Senator shall be permitted to speak longer than ten minutes at any one time.

Mr. Taliaferro called from the table a House bill entitled,

An act for the benefit of the "Tillatoba Grays," commanded
by Capt. W. S. Eskridge,

Which was taken up and read.

Mr. Taylor offered the following amendment,

Which was adopted :

Amend by adding Captain Roddy's company, Tishomingo Rangers.

Mr. Lockett offered the following amendment,

Amend by additional section :

Sec. — *Be it further enacted*, That the sum of ten thousand dollars be and the same is hereby appropriated to aid and assist Major John W. Balfour, of Madison county, in raising a Regiment of Infantry, provided the said regiment, if raised, shall be mustered into the service of the Confederate States for the period of twelve months or during the war, and provided that all of the companies mentioned in the act to which this is an amendment, shall be mustered into the public service for twelve months or during the war

The amendment was adopted by the following vote :

YEAS.—Messrs. Bowes, Buck, Cummings, Ellett, Greer, Gordon, Huie, Lockett, Moore, Neely, Pegram, Phelan and Quin—13.

NAYS—Mr. President, Messrs. Brown, Chrisman, Neill, Oliver, Starke, Taylor, Taliaferro, Thames and Wilson—10.

Mr. Pegram offered the following amendment,

Amend by adding the following additional section :

Sec. — *Be it further enacted*, That the sum of one thousand dollars be appropriated to Captain F. A. Wolfe, for the aid of his company from Tippah county, now mustered into the service of the Confederate States for twelve months, to be paid under the same limitations presented for other appropriations made by this act.

On motion of Mr. Neill,

The bill and amendments were indefinitely postponed.

On motion of Mr. Buck,

The unfinished business was taken up, to-wit :

A bill to be entitled an act to authorize Railroad Companies in this State to issue notes to be circulated as money.

Mr. Oliver proposed to call from the table a House resolution in relation to adjournment,

Which motion was lost.

The following message was received from the House of Representatives :

MR. PRESIDENT—

The House has adopted the following resolution,

In which the concurrence of the Senate is desired :

Be it Resolved, (the Senate concurring,) That both Houses take a recess on Friday, the 20th December, at 12-o'clock, M., until the 15th day of January, 1862.

Mr. Buck offered the following amendment to the bill under consideration,

Which was adopted :

Amend section first, by striking out the word "five," in the fifth line of the section, and insert the word "three."

Mr. Starke offered the following amendment :

That all the rights and privileges granted to the Railroad Companies mentioned in this act to issue and circulate the notes of said Companies be extended to the New Orleans, Jackson and Great Northern Railroad Company to circulate its notes of like denominations, and subject to the same penalties, and to be redeemable at the office of said Company, in the town of Canton, and the city of New Orleans, La.

Mr. Ellett offered the following amendment to Mr. Starke's amendment:

Amend by adding,

But the amount shall not exceed the amount said Company is authorized to issue by the laws of Louisiana.

Mr. Phelan offered the following as a substitute for Mr. Starke's amendment,

Which was adopted :

That the New Orleans, Jackson and Great Northern Railroad is hereby authorized to circulate in this State notes issued by said Company under the law of Louisiana, under the same liabilities, limitations, obligations and penalties imposed upon the other Railroad Companies mentioned in this act.

On motion of Mr. Ellett,

The House resolution to the Legislature taking a recess from twelve o'clock to-morrow until the 15th of January next,

Was taken up.

Mr. Ellett moved that the same be adopted,

Which was lost by the following vote :

YEAS—Messrs. Bowles, Buck, Davis, Ellett, Gordon, Huie, Luckett, McLain, Moore, Neely, Neill, Starke and Taylor—13.

NAYS—Mr President, Messrs. Brown, Chrisman, Cummings, Greer, Mims, Oliver, Pegram, Phelan, Quin, Taliaferro, Thames and Wilson—13.

On motion of Mr. Phelan,

The Senate took up the House amendments to the Senate bill entitled an act to revise and reduce into one the Militia and Volunteer laws of this State, and the Senate concurred in the first eight of said amendments.

On motion of Mr. Chrisman,

The same was postponed until seven o'clock this evening.

Mr. Mims moved to reconsider the vote rejecting the House resolution in relation to a recess of the Legislature.

The motion was lost by the following vote :

YEAS—Messrs. Bowles, Buck, Davis, Ellett, Gordon, Huie, Jordan, Luckett, McLain, Moore, Neely, Neill, Poindexter and Starke—14.

NAYS—Mr President, Messrs. Brown, Chrisman, Cummings, Griffin, Greer, Mims, Oliver, Pegram, Phelan, Quin, Taylor, Taliaferro, Thames and Wilson—15.

On motion of Mr. Ellett,

The Senate took up House amendments to the Senate bill entitled an act to provide for the payment of the Confederate States tax, and the Senate concurred in the same.

The following message was received from the House of Representatives :

MR. PRESIDENT—

The House has passed the following entitled bills, in which the concurrence of the Senate is desired:

An act to amend the charter of the New Orleans, Jackson and Great Northern Railroad.

An act to authorize Rebecca Collins to convey certain lands.

An act allowing one month's pay to Drs. C. M. Dickinson and B. A. Vaughan, as Surgeons to the Mississippi detachment of troops lately stationed at Pensacola, Fla.

The House has also passed a Senate bill to be entitled,

An act to prevent unreasonable speculation in certain commodities.

Mr. Neill called from the House messages a House bill entitled an act to amend the charter of the New Orleans, Jackson and Great Northern Railroad.

On motion of Mr. Neill,

The rule was suspended, the bill read the second time by title.

On motion of Mr. Luckett,

The rule was further suspended, the bill read a third time and passed,

The title standing as stated.

On motion,

The Senate adjourned until 7 o'clock, P. M.

SEVEN O'CLOCK, P. M.

Senate met pursuant to adjournment,

Mr. Oliver called from the table a House bill to be entitled an act to authorize the Governor of the State to return to the Auditor of Public Accounts, certain Auditor's Warrants in his hands, which was read.

On motion of Mr. Oliver,

The rule was suspended, the bill read a second and third time and passed,

The title standing as stated.

Mr. Starke offered the following joint resolution:

Resolved, (the House concurring,) That the two Houses do take a recess on Friday, the 20th inst., at one o'clock, P. M., until Monday, the 13th day of January next, at eleven o'clock, A. M.

On motion of Mr. Chrisman,

The Senate took up the special order for this hour:

The Senate refused to concur in the 10th amendment of the House to the bill under consideration.

The following message was received from the House of Representatives:

MR. PRESIDENT—

The House has passed the Senate bill to be entitled,
An act authorizing the receipt of certain Bank Notes in payment of taxes,

Which is herewith transmitted to the Senate.

On motion of Mr. Starke,

The Senate reconsidered the vote concurring in the first eight amendments of the House, to the bill under consideration.

Mr. Wilson offered the following resolution,

Which was read and laid over :

Resolved, (the House concurring,) That the two Houses meet in Joint Convention on Friday, the 20th inst., at ten o'clock, A. M., for the purpose of electing twelve Trustees of the University of the State of Mississippi, in obedience to the provisions of an act passed at the present session of the Legislature.

Mr. Griffin offered the following resolution :

Resolved, (the House concurring,) That the Legislature adjourn on Friday, the 20th inst., at one o'clock, P. M., *sine die*.

The rule was suspended, the resolution read a second time,

And Mr. Neill offered the following as a substitute,

Resolved, (the House concurring,) That the Legislature will take a recess from Saturday, 20th inst., at twelve o'clock, M., to the 13th of January next.

No action being taken on either, both were laid over.

The following message was received from the House of Representatives :

MR. PRESIDENT—

The House has concurred in the Senate amendments to the following entitled House bills :

An act to incorporate the Bank of Jackson, and other Banks.

An act to authorize the Railroad Companies in this State to issue notes to be circulated as money.

On motion of Mr. Oliver,

The Senate proceeded to take up the House messages :

A House bill entitled an act for the relief of Joseph A. Sykes and George W. Wall, was read, and,

On motion of Mr. Ellett,

Was laid on the table.

A House bill entitled an act to amend article 136, chapter six, of the Revised Code, in relation to Coroners, was read, and,

On motion of Mr. Ellett,

Was laid on the table.

The following message was received from the House of Representatives :

MR. PRESIDENT—

The House insists upon the amendments to Senate bill entitled,

An act to revise and reduce into one the Militia and Volunteer laws of this State.

A House bill entitled an act to abolish the Military Board of this State,

Was read, and took its place on the calendar.

Mr. Ellett offered the following resolution :

Resolved, That the House of Representatives be requested to inform the Senate whether the amendments of the House to the Military bill were intended to apply to the engrossed bill that passed the Senate, or to another copy of the bill in the possession of the House, and if the latter, that the House be requested to transmit such copy to the Senate, so that the relevancy of the said amendments to the said bill may be ascertained.

The following message was received from the Governor, by his private Secretary, John W. Ward:

EXECUTIVE OFFICE,
Jackson, Miss , Dec. 19th, 1861. }

MR PRESIDENT—

His Excellency the Governor has approved and signed the following Senate bills :

An act for the relief of F. Cox.

An act to postpone the collection of forfeitures until twelve months after the termination of the existing war, or until otherwise directed by law.

An act to aid in arming and equipping a Regiment of Cavalry for the Confederate service.

An act to aid in arming and equipping the Cavalry Company of Capt. J. T. McBee.

An act for the benefit of the Mobile and Ohio Railroad Company.

An act to reduce the pay of officers holding elections.

An act for the relief of the minor heirs of W. D. Clifton, deceased.

An act for the relief of W. T. Huggins.

An act to amend the law of evidence in criminal cases.

An act to prohibit the assessment and collection of taxes on Bowie knives, sword canes and dirk knives.

An act to amend the laws in relation to the State University.

An act to amend an act entitled an act to incorporate the town of Canton, and to repeal all former acts incorporating the same, and all acts amendatory thereof.

An act to regulate the payment of certain money into the State Treasury.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House has passed a bill with the following title, in which the concurrence of the Senate is desired.

An act to recharter the Commercial Bank of Manchester.

Also, a Senate bill with the following title :

A bill to be entitled an act to confer discretionary power on the Board of Police of Pike county, in relation to the free negroes of said county.

On motion of Mr. Oliver,

The Senate insisted on the Senate substitute to a House bill entitled an act to procure private arms for the use of the State,

The House having refused to concur in the same.

Mr. Wilson called up the joint resolution offered by him in relation to a Joint Convention of the two Houses, for the purpose of electing Trustees of the State University.

On his motion,

The rule was suspended, the resolution read a second time, and adopted.

A House bill entitled an act supplemental to an act entitled an act authorizing the issuance of Treasury Notes as advances upon cotton, approved — day of — 1862, was read.

On motion of Mr. Starke,

The rule was suspended, the bill read a second time by title.

On motion of Mr. Wilson,

The same was laid on the table.

A House bill entitled an act to suspend for a limited period, the operation of the provisions of the fifty-seventh chapter of the Reviser Code, entitled an act for the limitation of action, and for other purposes,

Was read, and,

On motion of Mr. Starke,

Was laid on the table.

Mr. Moore, from the Committee on Enrolled Bills, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on Enrolled Bills have had under consideration the following bills, to-wit :

An act to extend the time for the collection of the taxes of the current fiscal year.

And an act authorizing the receipt of certain Bank Notes in payment of taxes, and upon examination have found the same properly enrolled.

On motion of Mr. Wilson,

The Senate adjourned until to-morrow morning at 9 o'clock.

FRIDAY, December 20th, 1861.

Senate met pursuant to adjournment.

The journal of yesterday was read and approved.

*Mr. Neely called up the Governor's message in relation to the election of Inspectors of the State Penitentiary.

Mr. McLain, by leave, introduced the following bill, entitled "an act for the benefit of the Lunatic Asylum," which was read.

On motion of Mr. McLain,

The rule was suspended, the bill read a second and third time and passed,

The title standing as stated.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House has passed a bill with the following title, in which the concurrence of the Senate is desired :

A bill to be entitled "an act for the relief of the Third Battalion of Mississippi Volunteers."

Mr. Greer offered sundry memorials from citizens of Marshall, Tippah and Pontotoc counties, in relation to a Turnpike across Tippah river and Chewalla creek bottom, etc., and the same were referred to a select committee, consisting of Messrs. Greer, Pegram and Wilson.

Mr. Starke called from the House messages a House bill entitled "an act to recharter the Commercial Bank of Manchester," which was read.

On motion of Mr. Starke, the rule was suspended, and the bill read a second and third time.

On motion of Mr. Chrisman, the bill referred to was laid on the table.

On motion of Mr. Neely, the Senate took up the Governor's previously communicated message, asking the advice and consent of the Senate to the appointment of Messrs. J. C. Napier, C. R. Dickson and C. H. Manship as Inspectors of the Penitentiary; and, on his further motion, the Senate advised and consented to the said appointments.

The following message was received from House of Representatives :

MR PRESIDENT—

The House has concurred in joint resolution of the Senate that the two Houses meet in joint convention on Friday, the 20th inst., at 10 A. M., to the end that the convention may proceed to the election of twelve Trustees of the University of the State of Mississippi, in obedience to the provisions of an act passed at the present session of the Legislature.

The House has adopted the following resolution :

Resolved, That the Clerk of the House be instructed to communicate to the Senate, in response to its resolution this day received, that the amendments adopted by the House to the Military bill were amendments adopted to the engrossed bill of the Senate, which the House had printed for their convenience and for the better understanding the same ; that a printed copy of the engrossed bill was communicated to the Senate at the time the bill and amendments were returned to the Senate.

The House has passed a bill entitled,

An act to suspend the collection of tax for the year 1862 in the counties of Tunica and others, upon lands purchased by Levee Commissioners,

In which the concurrence of the Senate is desired.

The following message was received from the House of Representatives :

MR. PRESIDENT—

The House has passed Senate bills with the following titles :

An act in relation to suits pending in which alien enemies are plaintiffs.

I am instructed by the House of Representatives to inform the Senate that the hall of the House is in readiness to receive the Senate, to the end that the two Houses in joint convention proceed to the election of twelve Trustees of the State University, in compliance with a law passed at the present session of the Legislature.

On motion of Mr. Drane,

The Senate repaired to the hall of the House of Representatives for the purpose indicated in the above message.

The President explained the object of the Joint Convention, and,

On motion of Mr. Tindall, of the House,

The present Board were re-elected by acclamation as Trustees of the State University for the term prescribed by law.

The object of the convention being accomplished, the Senate repaired to their chamber.

Mr. Chrisman called from the table a House bill entitled "an act to amend article 139, chapter six, of the Revised Code, in relation to Coroners."

Mr. Chrisman offered the following as a substitute :

An act to amend article 150, chapter six, of Revised Code, in relation to Coroners.

Sec. 1. *Be it enacted by the Legislature of the State of Mississippi*, That article 150, of section eleven, of chapter six, of the Revised Code, be so amended as to require the verdict of the jury to be accompanied with the certificate of the Coroner that the murder or other untimely or accidental death did not take place in the presence of witnesses.

Sec. 2. Be it further enacted, That this act take effect from its passage.

Mr. Neill offered the following as a substitute :

Add to end of first section, " And no claims shall be audited and allowed unless said certificate shall accompany the verdict of the jury."

On motion of Mr. Neill,

The rule was suspended, the bill read a third time and passed as amended.

Mr. Pegram called up a House bill entitled " an act for the relief of the Third Battalion of Mississippi Volunteers."

Mr. Cummings offered the following amendment, which was adopted :

Amend by striking out "ten," and inserting "seven thousand dollars."

Mr. Neill offered the following amendment :

Be it further enacted, That the amount hereby appropriated shall be drawn by the captains of companies, respectively, for the benefit of their respective commands, upon the said captain giving the necessary bond for the faithful application of the same, and account to the Governor for the manner of the application of the funds.

On motion of Mr. Chrisman,

The bill and amendments were referred to a select committee of three, consisting of Messrs. Chrisman, Phelan and Pegram.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House of Representatives have adopted the following resolution :

Resolved, That the House, through their clerk, request the Senate to return to the House the resolution to adjourn at one o'clock this day.

Mr. McLain called from the calendar a House bill entitled "an act to abolish the Military Board of this State."

On motion of Mr. McLain, the rule was suspended, the bill read a third time and put upon its passage.

The same was passed by the following vote :

YEAS—Messrs. Bowles, Cummings, Griffin, Greer, Jordan, Luckett, McLain, Moore, Neely, Oliver, Pegram, Phelan, Taylor, Taliaferro and Wilson—15.

NAYS—Mr. President, Messrs. Brown, Chrisman, Davis, Mims, Neill, Quin and Starke—8.

The following messages were received from the House of Representatives :

MR PRESIDENT—

The House has passed Senate bills with the following titles :

A bill to be entitled an act in relation to the Penitentiary.

An act in relation to the State Lunatic Asylum.

MR PRESIDENT—

The House has passed a bill to be entitled "an act to amend the law in relation to insolvent estates," in which the concurrence of the Senate is desired.

Mr. Starke called from the House messages a House bill entitled "an act to suspend the collection of all taxes for the year 1862, upon lands heretofore purchased or which may hereafter be purchased by the Levee Commissioners, or by the Treasurers of any special levee fund in the counties of Tunica, Coahoma, Bolivar, Washington, Issaquena, Tallahatchie, De Soto, Panola, Sunflower and Yazoo,"

Which was read.

On motion of Mr. Starke,

The rule was suspended, the bill read a second and third time and passed,

The title standing as stated.

The following messages were received from the House of Representatives :

MR PRESIDENT—

The House has passed the Senate bill entitled

An act for the benefit of the Lunatic Asylum, with an amendment thereto,

In which the concurrence of the Senate is desired.

MR PRESIDENT—

The House has passed a bill to be entitled

An act to provide for payment of costs in prosecutions against slaves,

In which the concurrence of the Senate is desired.

Mr. Phelan, from a select committee to whom was referred a bill for the relief of the Third Battalion of Mississippi Volunteers, made the following report :

MR PRESIDENT—

The select committee, to whom was referred the bill from the House, entitled a bill for the relief of the Third Battalion of Mississippi Volunteers, have had the same under consideration, and have instructed me to report a substitute for said bill, and to recommend its passage.

The following is the substitute reported :

A Bill to be entitled an act making certain appropriations therein named.

Section 1. *Be it enacted by the Legislature of the State of Mississippi*, That the sum of seven thousand dollars is hereby appropriated for the relief of the Third Battalion of Mississippi Volunteers, which shall be distributed among the various companies belonging to said Battalion in proportion to the number of volunteers composing the respective companies; said money shall be paid on the order of the Governor, drawn on the Auditor in favor of the captains of said companies, and shall be paid out of the military funds. Said captains shall execute their several bonds to the Governor in double the amount to which their respective companies may be entitled, with two good securities, conditioned for the faithful application of the money so received, and to account to the Governor for the same. Said captains, on applying for the money hereby appropriated, shall present to the Governor a certified list of the names of the persons then belonging to their commands, and this act shall be in force from its passage.

Mr. Wilson offered the following amendment to the substitute, which was adopted :

Amend by striking out "ten" and inserting "seven thousand dollars."

On motion of Mr. Phelan,

The rule was suspended, the bill read a third time and passed, The title standing as stated.

Mr. Moore, from the Committee on Enrolled Bills, made the following report :

MR. PRESIDENT—

Your Committee on Enrolled Bills have had under their consideration the following bills, to wit :

An act to confer discretionary power on the Board of Police of Pike county, in relation to the free negroes of said county,

An act to provide for the payment of the Confederate States Tax,

An act to prevent unreasonable speculation in certain commodities, and

An act in relation to suits pending in which alien enemies are plaintiffs,

And upon examination have found the same properly enrolled.

Mr. Brown, from the Committee on Engrossed Bills, made the following report :

MR. PRESIDENT—

The Committee on Engrossed Bills have examined a bill to be entitled an act making certain appropriations therein named, and have found the same correctly engrossed.

Mr. Neill offered the following joint resolution :

Resolved by the Senate, (the House concurring,) That the

Legislature will take a recess from this day at 4 o'clock, P. M., until the 13th day of January, 1862.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House of Representatives adhere to their disagreement to the Senate amendment as a substitute to the House bill entitled an act to be entitled an act for the restoration of all the arms now in the State belonging to or captured by the Confederate Government, and for other purposes, and ask a Committee of Conference, and have appointed as said committee on the part of the House, Messrs. Withers, Strong, Gibbs, Wood and Dantzer.

The following message was received from the Governor, through Mr. Ward, his Private Secretary :

EXECUTIVE OFFICE, }
Jackson, December 20, 1861. }

MR PRESIDENT—

His Excellency the Governor, has approved and signed the following Senate Bills :

An act authorizing the issuance of Treasury Notes as advances upon cotton.

An act to extend the time for the collection of taxes for the current fiscal year.

The following message was received from the House of Representatives ;

MR PRESIDENT—

The House has passed the Senate bill entitled, "an act in relation to the publication of legal notices."

On motion of Mr. Chrisman,

The Senate consented to the appointment of a Committee of Conference, as requested by the House in an above House message, in relation to a House bill entitled, "an act for the restoration of all the arms now in the State belonging to or captured by the Confederate Government, and the Senate substitute therefor.

The President appointed as said committee Messrs. Chrisman, McLain and Wilson.

The following message was received from the House of Representatives ;

MR PRESIDENT—

The House has concurred in the Senate resolution relative to a recess of the Legislature.

Mr. McLain called from the table a House amendment to a Senate bill entitled "an act for the benefit of the Lunatic Asylum," and the Senate refused to concur in the same.

On motion of Mr. Pegram,

The Senate adjourned until 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The Senate met pursuant to adjournment.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House has passed the following entitled bill :

An act for the relief of A. Reid and Jim Saunders,

In which the concurrence of the Senate is desired.

On motion of Mr. McLain,

The Senate reconsidered the vote disagreeing to the House amendment to Senate bill entitled "an act for the benefit of the Lunatic Asylum."

The Senate then, on his further motion, concurred in said amendment.

Mr. Luckett called from the House messages a House bill entitled "an act to amend chapter sixty, Revised Code, entitled an act providing for the establishment of the Probate Courts, and for prescribing the mode of proceeding therein."

And, on his motion, the rule was suspended, the bill read three several times and passed,

The title standing as stated.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House has passed the Senate substitute for the House bill for the relief of the Third Battalion Mississippi Volunteers.

Mr. Chrisman offered the following resolution, which was unanimously adopted :

Resolved, That the thanks of the Senate is hereby tendered to the presiding officer of this body for the able and dignified and impartial manner in which he has discharged the delicate and often difficult duties of his office.

Mr. Phelan offered the following joint resolution, which was adopted :

Be it resolved by the Senate, (with the concurrence of the House,) That the Governor be authorized to send to General L. Polk, at Columbus, Ky., the twelve 32-pound guns belonging to this State, now at Vicksburg, as soon as possible, with such carriages and ammunition as he may be able to command.

Mr. Thames, from the Committee on Enrolled Bills, made the following report :

MR PRESIDENT—

The Committee on Enrolled Bills have examined an act making certain appropriations therein named, and find the same correctly enrolled.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House of Representatives has passed the following joint resolution, in which the concurrence of the Senate is desired :

Resolved, (the Senate concurring,) That all bills that cannot be enrolled by the hour of adjournment this afternoon, shall be considered as unfinished business of the session, and be presented to the Governor at the meeting of this body on the 13th day of January, 1862.

On motion of Mr. Neely, the resolution indicated in said message was taken up and concurred in.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House has concurred in the Senate resolution relative to sending 32 pound guns, etc., to Gen. L. Polk, at Columbus.

Mr. Jordan called from the House messages a House bill entitled "an act allowing one month's pay to Drs. C. M. Dickinson and B. A. Vaughan as surgeons in the Mississippi detachment of troops lately stationed at Pensacola, Fla.,

Which was read.

On motion of Mr. Jordan,

The rule was suspended, the bill read a second time by title.

On motion of Mr. McLain,

The same was postponed till the 16th day of January, 1862, at 12 o'clock, M.

The following messages were received from the Governor, through his Private Secretary, John W. Ward :

EXECUTIVE OFFICE,
Jackson Miss., Dec. 20th, 1861. }

MR PRESIDENT—

His Excellency the Governor has signed and approved the following Senate bills :

An act to prevent unreasonable speculation in certain commodities.

An act to confer discretionary power on the Board of Police of Pike county, in relation to the free negroes of said county.

An act to provide for the payment of the Confederate States Tax.

An act in relation to suits pending, in which alien enemies are plaintiffs.

EXECUTIVE OFFICE,
Jackson, Miss., Dec. 20, 1861. }

Gentlemen of the Senate :

I herewith return you Senate bill entitled "an act authorizing the receipt of certain Bank Notes in payment of taxes."

I have had but little time for its consideration, and believe that the operations of the act would be to fill the Treasury of the State with the bank bills of the least value from the surrounding States. And as your body will be again in session in a few weeks, I feel free to exercise my deliberate judgment in the matter, as no great detriment can befall the public interests by its postponement.

JOHN J. PETTUS.

On motion of Mr. Wilson,

The last aforesaid message from the Governor was taken up, and the further consideration of the same was postponed till the 15th day of January, 1862.

Mr. Griffin moved a reconsideration of said vote, which was lost.

Mr. Moore, from the Committee on Enrolled Bills, made the following report :

MR PRESIDENT—

The Committee on Enrolled Bills have examined the following bills, to wit :

An act in relation to the Penitentiary ; an act in relation to the publication of legal notices : an act in relation to the State Lunatic Asylum, and a joint resolution in relation to sending 32-pound guns to Kentucky, and found the same properly enrolled.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House has passed the following joint resolution, in which the concurrence of the Senate is desired :

Resolved, (the Senate concurring,) That a committee of three on the part of the House and ——— on the part of the Senate, be appointed to wait on the Governor and inform him that the Legislature is ready to take a recess till the 13th day of January next, and to ask if he has any further communication to make to the Legislature.

The committee on the part of the House is composed of Messrs. Wood, Strong and Shields.

On motion of Mr. Chrisman,

Said message was taken up, and the resolution therein adopted was concurred in.

And on his further motion, the blank was filled with three, consisting of Messrs. Chrisman, Luckett and Neely as the committee on the part of the Senate for the purposes indicated in said resolution.

Mr. Thames, from the Committee on Enrolled Bills, made the following report:

MR PRESIDENT—

The Committee on Enrolled Bills have examined a bill to be entitled an act for the benefit of the Lunatic Asylum, and find it correctly enrolled.

The following message was received from the Governor, through his Private Secretary, John W. Ward:

EXECUTIVE OFFICE, }
Jackson, December 20, 1861. }

MR PRESIDENT—

His Excellency the Governor has signed and approved the following Senate bill:

An act making certain appropriations therein named.

Mr. Chrisman, from the Committee who were appointed to wait on the Governor to inform him that the two Houses are about to take a recess, and to inquire if he had any further communication to make, reported verbally that they were informed by the Governor that it would be impossible for him to sign and approve all of the bills on his table before the hour set apart for the recess of the Legislature.

Mr. Chrisman then offered the following joint resolution, which was adopted:

Resolved by the Senate, (the House concurring,) That all bills passed by this Legislature, and which have been enrolled, shall lie over as unfinished business until the meeting of the Legislature in January next.

Mr. Oliver offered the following resolution, which was adopted:

Resolved, That the Secretary inform the House that the Senate is now ready to take a recess until the 13th of January, 1862, in accordance with the joint resolution of both Houses.

The following message was received from the Governor, through his Private Secretary, John W. Ward:

MR PRESIDENT—

His Excellency the Governor has signed and approved the following Senate bill:

An act to be entitled an act for the benefit of the Lunatic Asylum.

Mr. Moore, from the Committee on Enrolled Bills, made the following report:

MR PRESIDENT—

The Committee on Enrolled Bills have examined the following bill, to wit: Resolution in relation to Enrolled Bills, and find the same properly enrolled.

Mr. Oliver offered the following resolution, which was adopted:

Resolved, That the Secretary of the Senate merits the thanks of the Senate for his prompt and able discharge of duty during the present sitting of the Senate, which are hereby tendered him.

On motion of Mr. Starke,

The Senate took a recess till the 18th day of January, 1862, at 12 o'clock, M.

MONDAY, January 13th, 1862.

The recess taken by the two houses of the Legislature on the 20th of December, having expired,

The Senate met.

The roll was called, and there being no quorum present,

The Senate adjourned until 9 o'clock, to-morrow morning.

TUESDAY, January 14th, 1862.

Senate met pursuant to adjournment.

Prayer by Rev. Mr. McLain.

The journal of the 20th December, 1861, and 13th January, 1862, were read and approved.

Mr. Luckett presented a petition from F. L. Nichols, which was referred to the Committee on Claims, without reading.

On motion of Mr. McLain,

The Senate took up the special orders.

A House bill entitled an act to authorize the sale of the 16th section of school lands, belonging to that portion of Tunica county embraced in the Choctaw purchase, in order to consolidate the Chickasaw and Choctaw school funds of said county,

Was read,

And on motion of Mr. Oliver,

Was referred to a select committee of three, consisting of Messrs. Oliver, Davis and Greer.

An act for the relief of the family of the late Col. E. R. Burt, Auditor of Public Accounts of the State of Mississippi, was read,

And on motion of Mr. Ellett,

Was laid on the table.

The special orders being disposed of, Mr. Buck offered the following resolution,

Which was adopted :

Resolved, That the Committee on Finance be and is hereby requested to return to the Senate a bill to amend the charter of the City of Vicksburg, heretofore referred to it.

On motion of Mr. McLain,

The Senate took up the House messages in their order.

A House bill entitled an act to reduce the salary of the Probate Judge of Itawamba county, with various amendments thereto, in which the House refused to concur,

Was read.

Said amendments were taken up in their order, and the Senate insisted on them all.

Mr. Ellett, by leave, introduced a bill to be entitled,

An act supplementary to an act entitled an act to authorize several Railroad Companies of this State to issue notes to be circulated as money,

Which was read.

On motion of Mr. Ellett,

The rule was suspended, the bill read a second time by title.

Mr. Buck offered the following amendment,

Which was adopted :

Strike out the word "twenty," before the word "five," where it occurs in the sixth line of section one.

On motion of Mr. Ellett,

The bill was considered as engrossed, the rule was suspended, the bill read a third time and passed as amended,

The title standing as stated.

The Senate then resumed the consideration of the House messages.

A House bill entitled an act to regulate the fees of the Clerk of the Circuit and Chancery Courts of the county of Harrison,

Was read.

No further action being taken on the same, it took its place on the calendar.

A House resolution entitled a resolution for the relief of J. S. Yerger, of the third Judicial District of the State of Mississippi, was read three several times under a suspension of the rule, and was concurred in.

A House bill entitled an act for the relief of debtors to the school funds of the several counties,

Was read.

On motion of Mr. Ellett,

The rule was suspended, the bill read a second time by title, and referred to the Judiciary Committee.

A Senate bill entitled an act to revise and reduce into one the volunteer and militia laws of this State, with various House amendmends thereto, was taken up, and,

On motion of Mr. Ellett,

Was made the special order for to-morrow, at 10 o'clock, A. M.

The following message was received from the House:

MR PRESIDENT—

The House of Representatives have passed bills with the following titles, in which the concurrence of the Senate is desired:

An act to authorize and require the Clerk of the Circuit, Chancery and Probate Courts of Harrison county to remove the records and papers of his offices, and for other purposes.

An act to remove the civil disabilities of Jos. D. Quin, a minor of Panola county.

An act to amend the charter of the Central Mississippi Female College.

An act to repeal an act to incorporate the town of Gallatin.

An act entitled an act to amend an act to amend and reduce into one the act incorporating the city of Natchez, and the several acts amendatory thereto, approved March 1st, 1854.

An act to increase the pay of the Clerk of the Criminal Court of Warren county.

On motion of Mr. Davis,

The consideration of the House messages was suspended.

Whereupon, Mr. Davis introduced a bill to be entitled,

An act for the relief of Wm. B. Wynn, minor heir of William Wynn, deceased, which was read three several times under a suspension of the rule, and passed,

The title standing as stated.

The Senate then resumed the consideration of the House messages.

A House bill entitled an act to enable the Governor to appoint an inspector of arms for the Aberdeen Armory,

Was read, and,

On motion of Mr. Oliver,

The rule was suspended, the bill read a second time by title, and aid on the table.

Mr. Taliaferro called up out of its order, a House bill entitled an act to remove the civil disabilities of Jos. D. Quin, a minor of Panola county,

Which was read.

On motion of Mr. Taliaferro,

The rule was suspended, the bill read a second and third time and put upon its passage.

The yeas and nays being called, for and no quorum voting,

On motion of Mr. Taliaferro,

There was a call of the Senate.

The absentees were sent for.

On motion of Mr. Griffin,

Leave of absence was granted to Messrs. Chrisman, Gordon, Huie, Jordan, McRae, Mims, Neely, Neill, Phelan, Poindexter, Starke, Taylor and Wilson.

On motion of Mr. Brown, a further call was suspended.

The bill under consideration then passed by the following vote :

YEAS.—Mr President, Messrs. Bowles, Brown, Buck, Cummings, Davis, Ellett, Griffin, McLain, Moore, Oliver, Pegram, Quin, Taliaferro and Thames.—15.

NAYS.—Messrs. Greer and Luckett.—2.

The title of the bill stands as stated.

Mr. Ellett moved to adjourn till 9 o'clock to-morrow morning, Which was lost.

On motion of Mr. McLain,

The Senate adjourned until 3 o'clock, P. M.

THREE O'CLOCK, P. M.

Senate met pursuant to adjournment.

There being no quorum present,

Mr. Brown moved a call of the Senate,

Which was carried, and the absentees were sent for.

A further call of the Senate was suspended.

On motion of Mr. Luckett,

The Senate resumed the consideration of the House Messages.

A House bill entitled an act to authorize Rebecca Collins to convey certain lands,

Was read.

On motion of Mr. McLain,

The rule was suspended, the bill read a second time by title, and referred to a select committee of three, consisting of Messrs. McLain, Luckett and Quin.

Mr. Griffin, by leave, introduced a bill to be entitled,

An act for the relief of John White of Chickasaw county,
Which was read.

On motion of Mr. Griffin,

The rule was suspended, the bill read a second time by title,
and referred to a select committee of three, consisting of Messrs.
Griffin, Ellett and Buck,

The consideration of the House messages was then resumed.

A House bill entitled an act to amend the law in relation to insolvent estates,

Was read, and,

On motion of Mr. Buck,

Was read a second time by title, under a suspension of the rule,
and referred to the Judiciary Committee.

A House bill entitled an act to provide for the payment of costs
in prosecutions against slaves,

Was read, and,

On motion of Mr. McLain, was read a second time by title,
under a suspension of the rule, and referred to the Judiciary Committee.

A House bill entitled an act for the relief of A. Reid and Jim Sanders,

Was read, and,

On motion of Mr. McLain,

Was read a second time by title, under a suspension of the rule,
and referred to the Committee on Claims.

A House bill entitled an act to authorize and require the Clerk of
the Circuit, Chancery and Probate Courts of Harrison county, to
remove the records and papers of his office, and for other purposes,

Was read.

On motion of Mr. Lockett,

The rule was suspended, the bill read a second time by title,
under a suspension of the rule.

Mr. Buck offered the following amendment to said bill,

Which was adopted :

Amend by adding after the end of section two, the words "said
allowance to be payable out of the county treasury."

On motion of Mr. Buck,

The rule was suspended, the bill read a third time and passed
as amended,

The title standing as stated.

A House bill entitled an act to amend the charter of C. M. F.
College,

Was read, and,

On motion of Mr. Ellett,

Was read a second time by title, under a suspension of the rule,
and laid on the table.

A House bill entitled an act to repeal an act to incorporate the town of Gallatin,

Was read.

On motion of Mr. Brown,

The rule was suspended, the bill read a second and third time, and passed,

The title standing as stated.

A House bill entitled an act to amend and reduce into one, the act incorporating the city of Natchez, and the several acts amendatory thereto, approved March 1st, 1854, was read twice under a suspension of the rule, and laid on the table.

A House bill entitled an act to increase the pay of the Clerk of the Criminal Court of Warren county,

Was read.

On motion of Mr. Buck,

The rule was suspended, the bill read a second and third time, and passed,

The title standing as stated.

The House messages having been disposed of,

Mr. Buck presented sundry claims of V. A. W. Anderson, Newet Crew and C. W. Stanard,

Which were referred to the Committee on Claims, without being read.

Mr. Buck called from the table a bill entitled an act to amend the charter of the city of Vicksburg,

Which was read.

Mr. Buck offered the following amendment,

Which was adopted :

Amend section one, by striking out the word "fifty," where it occurs in the tenth line of the section, and insert the word "ten."

Mr. Luckett offered the following amendment,

Which was adopted :

Amend by additional section :

Sec. — *Be it further enacted*, That the provisions of this act be extended to the city of Canton, Madison county, provided the Mayor and Selectmen of said city see proper to avail themselves of the privileges therein contained

Mr. Drane offered the following amendment,

Which was adopted :

Amend by additional section :

Sec. — *Be it further enacted*, That the Mississippi Manufacturing Company be and they are hereby authorized to issue twenty thousand dollars in change bills under the denomination of five dollars, and that the private property of the Stock holders as well as the property of the corporation, shall be liable for the redemption of the same, and that the power hereby granted shall not extend to a longer period than the resumption of specie payments by the Banks of Mobile and New Orleans: Provided said Com-

pany shall at any meeting of the Stockholders accept the provisions of this act.

Mr. Buck offered the following amendment,

Which was adopted :

Amend by adding to the last section, the words "and that the Legislature may at any time repeal or modify this act."

On motion of Mr. Buck,

The rule was suspended, the bill read a third time.

Mr. Moore offered the following amendment by way of rider.

Sec. — *Be it further enacted*, That all the provisions embraced in this bill shall be extended to the cities of Enterprise, Macon, Columbus and Aberdeen, provided the proper authorities in said cities shall see fit to avail themselves of said privileges.

Mr. Griffin offered the following amendment to the rider :

Amend the rider by adding at the end thereof,

And that the provisions of this bill be and the same are hereby extended to the Board of Police of Chickasaw county.

Pending which, the Senate adjourned until nine o'clock to-morrow morning.

WEDNESDAY, January 15th, 1862.

Senate met pursuant to adjournment.

Prayer by the Rev. Mr. McLain.

The journal of yesterday was read and approved.

Mr. Cummings introduced a bill entitled,

"An act supplemental to an act entitled an act to create a fund for the support of destitute families of volunteers in this State, and for other purposes," approved December 16, 1861,

Which was read.

On motion of Mr. Cummings,

The rule was suspended, the bill read twice under a suspension of the rule, and referred to a select committee of three, consisting of Messrs. Cummings, Oliver and Buck.

The following message was received from the House of Representatives :

MR. PRESIDENT—

The House of Representatives has passed Senate bill with the following title :

A bill to be entitled an act for the relief of the minor heirs of M. S. E. A. Brungard, deceased, and for other purposes.

Also, a bill with the following title, in which the concurrence of the Senate is desired :

An act for the benefit of the Panola Cavalry and Tillatoba Greys, the first commanded by Captain W. G. Middleton, the second commanded by W. S. Eskridge.

On motion of Mr. Luckett,

The Senate took up the special order for this hour, to wit : A bill entitled an act to revise and reduce into one the volunteer and militia laws of this State.

Mr. Luckett moved that the Senate adhere to their disagreement to the House amendments to the said bill, and ask that a Committee of Conference be appointed to consider the same.

Mr. McLain moved the previous question,

Which was sustained.

Mr. Luckett's motion was then put, and the same prevailed.

Messrs. Luckett, Mims and Taliaferro were appointed as said committee on the part of the Senate.

The following message was received from the Governor, through his Private Secretary, John H. Echols :

MR PRESIDENT—

His Excellency, the Governor, has directed me to deliver to you the accompanying message and documents :

• (See Appendix, page 430.)

On motion of Mr. Luckett,

The Senate took up a special order for to-day, to wit : The Governor's message in relation to the Senate bill entitled, "an act authorizing the receipt of certain Bank Notes in payment of taxes." Said bill having passed both Houses of the Legislature and returned to the Senate by the Governor without his signature, with an accompanying message vetoing the same.

The question recurred on the passage of said bill, the Executive veto to the contrary notwithstanding.

Upon which Mr. Starke moved the previous question, which was sustained.

The bill was lost by the following vote :

YEAS—Messrs. Bowles, Buck, Davis, Ellett, Griffin, Jordan, Luckett, McLain, Moore, Oliver, Poindexter, Starke, Taylor and Thames—14.

NAYS—Mr President, Messrs. Brown, Chrisman, Cummings, Greer, Mims, Pegram, Quin and Taliaferro—9.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House has passed a bill with the following title, in which the concurrence of the Senate is desired :

An act to change the names of Rose E. C. Pradat, Alice C. A. Pradat, Mathilde L. Pradat, and Camille C. A. Pradat, and for other purposes.

Also, Senate bills with following titles :

A bill to be entitled an act in relation to the Private Secretary of the Governor, and for other purposes.

A bill to amend the fifth section of the third chapter of the Revised Code.

Mr. Starke called from the table a House bill entitled "an act to recharter the Commercial Bank of Manchester,"

Which, on his motion, was made the special order for Friday, the 17th inst., at 10 o'clock, A. M.

Mr. Griffin, from a select committee, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The select committee, to whom was referred a bill for the relief of John White, have had the same under consideration, and have instructed me to make the following report, to wit: To report the bill back to the Senate, together with an amendment herewith submitted, and recommend that it do pass.

On his motion, the bill was taken up.

The following is the amendment recommended by the committee :

Amend by striking out after the enacting clause, and inserting, "that the Board of Police of the county of Chickasaw are hereby authorized to reduce the assessed value of Lots Nos. 20, 21 and 22, on the north side of Main street, in the town of Okalona, owned by John White, to its true taxable value, on account of the destruction of the improvements thereon by fire, and that the value so fixed by the Board of Police shall be certified by the Clerk of said Board to the Collector and Auditor of Public Accounts, who shall be governed thereby in the collection of taxes on said property ; and that this act shall take effect from its passage.

On motion of Mr. Griffin,

The amendment was adopted, the bill considered as engrossed, the rule suspended, the bill read a third time and passed as amended, the title standing as stated.

On motion of Mr. Buck,

The Senate took up the unfinished business of yesterday, to wit : An act to amend the charter of the city of Vicksburg and the rider to the same and an amendment to the rider.

Mr. Starke moved to postpone indefinitely the bill and amendments and rider, and upon which he moved the previous question, and the same was sustained, and the motion to indefinitely postpone as aforesaid, prevailed.

Mr. Ellett, by leave, introduced
 A bill entitled "an act in relation to taxes on the property of
 alien enemies liable to sequestration,
 Which was read, and,
 On his motion,
 The rule was suspended, the bill read a second time by title,
 and referred to the Judiciary Committee.
 On motion of Mr. Starke,
 The Senate adjourned until 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The Senate met pursuant to adjournment.
 On motion of Mr. Oliver, the Senate took up the House mes-
 sages.
 A House bill entitled "an act for the benefit of the Panola
 Cavalry and the Tillatoba Grays, the first commanded by Capt.
 W. G. Middleton, the second by W. S. Eskridge,"
 Was read, and,
 On motion of Mr. Taliaferro,
 The rule was suspended, the bill read a second time by title,
 and referred to the Committee on the Militia.
 A House bill entitled "an act to change the names of Rose
 Elizabeth Christine Pradat, Alice Carol e Arcine Pradat, Ma-
 thilde Louise Pradat, and Camille Christophe Amanda Pradat,
 and for other purposes,"
 Was read.
 On motion of Mr. Ellett,
 The rule was suspended, the bill read a second time by title,
 and referred to the Judiciary Committee.
 Mr. Mims presented a petition from sundry citizens of this
 State, asking an appropriation for Mrs. Lucy A. Burt, widow of
 the late Col. E. R. Burt, for extra labor performed in the Audi-
 tor's office during the term of office as Auditor of Public Ac-
 counts of the said Col. E. R. Burt,
 Which was referred to a select committee of three, consisting
 of Messrs. Mims, Quin and Lockett.
 The following message was received from the House of Repre-
 sentatives :

MR. PRESIDENT—

The House of Representatives has adopted the following joint
 resolution, in which the concurrence of the Senate is desired :

Resolved, (the Senate concurring,) That the special message
 of the Governor in relation to the Treasury Notes authorized to
 be issued by the late act of the Legislature, with the accompany-
 ing documents, be referred to a joint select committee of five on
 the part of the House and ——— on the part of the Senate, with

instructions to report on Saturday, the 18th instant, or earlier if practicable.

The Committee on the part of the House are Messrs. Martin, Hooker of Holmes, Johnson of Warren, S. D. Johnston, and Dale.

The House has appointed Messrs. Withers, Billups, Harper, Turley and Atkinson as the Committee of Conference on the part of the House, to act with the Senate Committee upon the matter of disagreement between the two Houses on the military bill.

Also, have passed Senate bill entitled,

An act for the relief of Wm. B. Wynn, minor heir of Wm. Wynn, deceased.

The resolution reported above was, on motion Mr. of McLain, taken up and concurred in, and,

On motion of Mr. Luckett,

The blank was filled with the number three, consisting of Messrs. Mims, Luckett and Greer, as a committee on the part of the Senate, and,

On motion of Mr. McLain,

The Governor's message referred to in the same was taken up and referred to said committee.

Mr. Mims, by leave, introduced

A bill entitled "an act supplemental to an act passed at the present session of this Legislature, entitled an act to provide for the establishment of hospitals for the Mississippi troops, and for other purposes,"

Which was read.

On motion of Mr. Mims,

The rule was suspended, the bill read the second and third time and passed,

The title standing as stated.

Mr. Oliver, by leave, introduced

A bill entitled "an act to authorize the tax collectors of the several counties of this State to receive certain Bank Notes in payment of taxes for the year 1861,"

Which was read.

On motion of Mr. Oliver,

The rule was suspended, the bill read a second time by title.

Mr. Davis offered the following amendment,

Which was lost :

And provided further, The tax payer, under oath, states that he has not the gold or silver and could not procure the same, except at a discount for paper money.

Mr. Moore offered the following amendment,

Which was adopted :

Amend by striking out the words, "if the banks of Tennessee, located at Memphis," and insert in lieu thereof the following words : "The notes of the four following banks, located in the

State of Tennessee: The Union Bank, the Planters' Bank, the Bank of Tennessee, and the Bank of Memphis." Also, strike out the words, "located in."

On motion of Mr. Oliver,

The bill was considered as engrossed, the rule suspended, the bill read a third time, and passed as amended, the title standing as stated.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is desired :

Resolved, (the Senate concurring,) That the Governor be requested forthwith to order the disbanding of the sixty day troops of the State now at Bowling Green and Union City; the brigade under the command of Gen. Davis to be disbanded at Corinth, and the brigade under Gen. Alcorn at Holly Springs; that the Quartermaster give each volunteer free transportation to his home from the place of his discharge.

On motion of Mr. Luckett,

The Senate took up the joint resolution of the House requesting the Governor forthwith to order the disbanding of the sixty day troops of the State, etc., and,

On his further motion,

The same was concurred in by the Senate.

Mr. Mims presented the resignation of Mr. B. G. Bankston, Doorkeeper of the Senate, which is as follows:

Gentlemen of the Senate :

I herewith resign into your hands the position which you, by your kindness, conferred upon me. In doing this, I beg leave to tender to the Senate my acknowledgments for the uniform kindness shown me. With assurances of my highest regard,

I am yours, respectfully,

B. G. BANKSTON.

On motion, the resignation of B. G. Bankston as Doorkeeper was accepted.

On motion of Mr. Mims,

The Senate proceeded to elect a Doorkeeper to fill the vacancy occurring by said resignation.

Mr. Mims nominated W. J. Brown, of Hinds.

On motion of Mr. Oliver,

Mr. Brown was elected Doorkeeper by acclamation.

Mr. Brown came forward and took the oath of office and entered upon the discharge of his duties.

On motion of Mr. Taliaferro,

The Senate adjourned until to-morrow morning, 9 o'clock,

THURSDAY, January 16th, 1862.

Senate met pursuant to adjournment.

Prayer by the Rev. Mr. McLain.

The journal of yesterday was read and approved.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House of Representatives have passed bills with the following titles,

In which the concurrence of the Senate is desired ;

An act to suspend for a limited period, the operation of the provisions of the fifty-seventh chapter of the Revised Code, entitled an act for the limitation of actions and for other purposes.

A bill to reduce the fees of the Assessor of taxes in the county of Perry.

An act to remove the disabilities of minors in certain cases.

A bill to be entitled an act in relation to the navigation of Deer Creek by Keelboats and other water crafts, so far as the same relates to the county of Issaquena.

A bill to be entitled an act to authorize William Noel, administrator of Samuel Sample, deceased, to purchase certain land.

The House has concurred in Senate amendment to House bill entitled an act to authorize and require the Clerk of the Circuit, Chancery and Probate Courts of Harrison County, to remove the records and papers of his office, and for other purposes.

Mr. Buck offered a petition from Miles H. McGehee, asking that certain moneys be refunded, &c.

Mr. Buck also presented an accompanying bill entitled an act for the relief of Miles H. McGehee,

Which was read.

On motion of Mr. Buck,

The rule was suspended, the bill read a second and third time, and,

On motion of Mr. Oliver,

Referred to the Judiciary Committee.

Mr. Brown, from the Committee on Engrossed Bills, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on Engrossed Bills have this day examined a bill entitled an act to authorize the Tax Collectors of the several counties of this State to receive certain Bank Notes in payment of taxes for the year 1861, and have found said bills correctly engrossed.

Mr. Oliver, from a Select Committee to whom was referred,

A House bill entitled an act to authorize the sale of the 16th sections of school lands belonging to that portion of Union coun-

ty embraced in the Choctaw purchase, in order to consolidate the Chickasaw and Choctaw school funds of said county, recommended the adoption of the same, with the following amendment :

Strike out all after the enacting clause, and insert the following :

Section 1st. *Be it enacted by the Legislature of the State of Mississippi,* That upon the petition of a majority of the citizens of the several townships of that part of Tunica and Coahoma counties included in the Choctaw Cession to the Boards of Police of their respective counties for the sale of the 16th sections lying in those townships that are divided by the line of Coahoma and Tunica counties, the Boards of Police at their discretion, may order the sale of said 16th sections or either of them, by first giving thirty days notice at three or more of the most public places in said counties, one of which shall be at the Court-house door, describing the lands so offered for sale, to be sold on such terms and conditions as may appear to said Boards most conducive to the interest of the school funds of said county or counties.

Sec. 2. *Be it further enacted,* That the funds arising from the sale of the lands in those townships divided by the county line, shall be equally divided between the counties of Tunica and Coahoma, to be applied to school purposes in the townships in which the said sixteenth sections so sold, may lie, the order of sale to be made by the Boards of Police of Tunica and Coahoma, jointly, and advertise in each of those counties, and sold by the Sheriff of Coahoma county, at the Court-house door thereof.

Sec. 3. *Be it further enacted,* That the lands lying in those townships in Tunica county shall be under the exclusive control of the Board of Police of said county, so far as to order the sale and terms and conditions thereof, but the funds arising from the sale thereof, shall be applied to the purposes of education in the townships in which the lands so sold may be situated, unless the inhabitants of the township shall petition the Boards of Police to consolidate the funds arising from the sale, with the Chickasaw school fund of said county of Tunica, in that case, the Board of Police may exercise their discretion.

Sec. 4. *Be it further enacted,* That the Sheriffs of the several counties of Coahoma and Tunica, shall, within ten days after the sale of those lands, pay over to the proper county Treasurer or School Commissioners of the proper county, all the proceeds arising from the sale thereof, made in accordance to the order of sale by said Board or Boards of Police, taking a receipt therefor, which receipt shall be recorded in the office of the Probate Court of each county, and operate as a discharge from any further liability of the Sheriff therefor.

Sec. 5. *And be it further enacted,* That this act shall be in force and take effect from its passage.

The report was received and agreed to

The amendment reported was adopted, the bill taken up and read a third time under a suspension of the rule and passed as amended,

The title standing as stated.

Mr. Cummings, from a Select Committee, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Select Committee to whom was referred a bill entitled an act supplemental to an act approved Dec. 16th, 1861, entitled an act to create a fund for the support of destitute families of volunteers in this State, and for other purposes, have considered the same, and have instructed me to report the same back with a substitute therefor, and to recommend the adoption of the substitute and the passage of the same.

The following is the substitute reported by the committee :

A bill to be entitled an act supplemental to an act approved Dec. 16th, 1861, entitled an act to create a fund for the support of destitute families of volunteers in this State, and for other purposes :

Section 1st. *Be it enacted by the Legislature of the State of Mississippi,* That in all cases where the Sheriff of any county of this State is absent, engaged in the service of the Confederate States, the bond required to be executed by him under the provisions of this act, to which this is a supplement, to enable him to collect the tax therein assessed, may be executed by any duly qualified deputy of said Sheriff, and shall authorize such deputy or any other duly appointed deputy of said Sheriff to collect said tax.

Sec. 2nd. *Be it further enacted,* That this act shall be in force from and after its passage.

On motion of Mr. Cummings,

The bill was taken up, the substitute reported by the committee adopted, the bill read a third time under a suspension of the rule and passed as amended,

The title standing as stated.

Mr. Buck offered a joint resolution entitled resolution requiring the Keeper of the Capitol to distribute certain books to the Clerk of the Circuit Court of Warren county.

On motion of Mr. Buck,

The rule was suspended, the resolution read the second time under suspension of the rule.

Mr. Ellett offered the following amendment :

Amend by adding,

Resolved further, That a complete copy of the reports of the decisions of the High Court of Errors and Appeals of this State, be likewise delivered to the Clerks of the District Courts of the Con-

federate States, held at Jackson and Pontotoc, for the use of the Courts held at those places.

On motion of Mr. Buck,

The rule was suspended, the resolution read a second time and adopted as amended.

Mr. Mims, from a Select Committee, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Select Committee, to whom was referred the petition of T. J. Wharton, and others, have considered the same, and instructed me to report the accompanying bill to effect the object of said petition, and recommend that said bill do pass.

On motion of Mr. Mims,

The bill referred to was taken up, to-wit :

An act to provide compensation to Mrs. Lucy A. Burt, for extra services performed by the late E. R. Burt, during his official term as Auditor.

On motion of Mr. Mims,

The rule was suspended, the bill read three several times and passed,

The title standing as stated.

Mr. McLain, from a Select Committee, offered the following report.

Which was received and agreed to :

MR PRESIDENT—

The Select Committee, to whom was referred a bill entitled an act to authorize Rebecca Collins to convey certain lands, have had the bill under consideration, and have instructed me to report the same back to the Senate, and recommend its passage.

On motion of Mr. McLain,

The rule was suspended, the bill read a second time by title.

Mr. McLain moved that the rule be suspended, the bill read a third time and put upon its passage,

Which motion was lost.

Mr. Davis, by leave, introduced a bill entitled an act to obtain Agricultural and Mechanical Statistics, and to excite a spirit for Agricultural progress throughout the State.

On motion of Mr. Davis,

The rule was suspended, the bill read the second time by title.

Mr. Oliver offered the following amendment,

Which was adopted :

Strike out the words "under oath," in eighth line, first section of the bill.

Mr. Luckett offered the following amendment,

Amend by additional section :

Sec. — *Be it further enacted*, That the assessors who are required to perform the services contemplated by this act be and they are hereby allowed the sum of three dollars per day for each day engaged in the duties required of them by this act.

On motion of Mr. Buck,

The bill and amendments were referred to the Committee on Agriculture.

The following message was received from the Governor, through Mr. John W. Ward, his Private Secretary :

EXECUTIVE OFFICE,
Jackson, Miss., Jan. 16th, 1862. }

MR. PRESIDENT—

His Excellency the Governor, has approved and signed the following Senate bills and resolutions :

An act in relation to the publication of legal notices.

An act in relation to the Lunatic Asylum.

An act in relation to the Penitentiary.

Resolution in relation to shipping Cannon to Gen. Polk.

Resolution in relation to enrolled bills.

Mr. Buck, by leave, introduced a bill entitled an act to amend the charter of the city of Vicksburg,

Which was read three times under a suspension of the rule and passed,

The title standing as stated.

Mr. Luckett offered the following joint resolution :

Resolved by the Legislature, That the women of the State of Mississippi and the Confederate States, for their exertions in behalf of the cause of Southern Independence, are entitled to the hearty thanks of every lover of his country, and the Legislature acting from a sense of justice and of gratitude, in the name of the State of Mississippi, hereby extends to them individually and collectively, the sincere thanks of the people of this State for their noble efforts in aiding the cause of our common country.

Mr. Ellett, by leave, introduced a bill entitled an act supplemental to an act entitled an act to extend the time for the collection of the taxes of the current fiscal year, approved Dec. 20th, 1861,

Which was read.

On motion of Mr. Ellett,

The rule was suspended, the bill read a second time by title.

Mr. Oliver offered the following amendment,

Which was adopted :

Be it further enacted, That the Auditor of Public Accounts is hereby required to inform the several tax collectors forthwith of the passage of this act, and also of the act to which this is supplementary.

On motion of Mr. Ellett,

The bill was considered as engrossed, the rule suspended, the bill read a third time and passed as amended,

The title standing as stated.

On motion of Mr. Luckett,

The Senate adjourned until 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The Senate met pursuant to adjournment.

On motion of Mr. Luckett,

The Senate took up House messages:

A House bill entitled an act to authorize William Noel, administrator of Samuel Sample, deceased, to purchase certain lands, was read.

On motion of Mr. Poindexter,

The rule was suspended, the bill read a second and third time and passed,

The title standing as stated.

A House bill entitled an act in relation to the navigation of Deer Creek, by keelboats and other water crafts, so far as the same relates to the county of Issaquena, was read.

On motion of Mr. Luckett,

The rule was suspended, the bill read a second time by title, and,

On motion of Mr. Buck,

The rule was further suspended, the bill read a third time and passed,

The title standing as stated.

A House bill entitled an act to reduce the fees of the assessor of taxes in the county of Perry, was read.

On motion of Mr. McLain,

The rule was suspended, the bill read a second time by title, and referred to a select committee of three, consisting of Messrs. McLain, Buck and Mims.

A House bill entitled an act to remove the disabilities of minors in certain cases, was read a second time under a suspension of the rules, and referred to the Judiciary Committee.

A House bill entitled an act to suspend for a limited period, the operation of the provisions of the 57th chapter of the Revised Code, entitled an act for the limitation of actions, and for other purposes, was read a second time under a suspension of the rule, and referred to the Judiciary Committee.

Mr. Chrisman presented a petition of Amanda J. Harris, asking that certain moneys be refunded to her.

And, on his motion,

The same was referred to the Committee on Claims without reading.

Mr. Starke called from the table,

A House bill entitled an act to authorize the Board of Council of Yazoo City, to license Billiard Tables; said bill had been previously indefinitely postponed, which vote was afterwards reconsidered and the bill was laid on the table.

The question then recurred on the indefinite postponement of the bill, and the same was again indefinitely postponed.

Mr. Starke called from the table,

A House bill entitled an act for the relief of Edwin J. Coleman, a minor of Bolivar county, Miss.

Said bill had been previously indefinitely postponed, which vote was afterwards reconsidered, and the bill was laid on the table.

The question then recurred on the indefinite postponement of the bill, whereupon,

Mr. Ellett withdrew the motion to postpone the same indefinitely, which had previously been made by him.

On motion of Mr. Starke,

The bill was referred to a select committee of three, consisting of Messrs. Starke, Buck and Lockett.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House of Representatives have adopted a joint resolution authorizing the State Librarian to purchase certain books,

In which the concurrence of the Senate is desired.

Also, Senate bill entitled an act to authorize the tax collectors to receive certain bank notes in payment of State and county taxes for the year 1861.

Mr. Poindexter called from the table,

A House bill entitled an act to amend the charter of C. M.-F. College,

Which was read.

Mr. McLain offered the following amendment :

Strike out the words "three-fourths of the Trustees shall be members of the Baptist Churches."

On motion of Mr. Poindexter,

The bill was referred to a select committee of three, consisting of Messrs. Poindexter, Lockett and Wilson.

Mr. Jordan called up a special order for to-day. to-wit :

A House bill entitled an act allowing one month's pay to Drs. C. M. Dickinson and B. A. Vaughan, as surgeons to the Mississippi detachment of troops lately stationed at Pensacola, Fla.,

Which was read, and,

On motion of Mr. McLain,

Was referred to the Committee on Claims.

On motion of Mr. Thames,

The Senate adjourned until nine o'clock, to-morrow morning.

FRIDAY, January 17th, 1861.

Senate met pursuant to adjournment.

The journal of yesterday was read and approved.

Mr. Luckett, from the Committee of Conference on Senate bill entitled an act to revise and reduce into one the Militia and Volunteer Laws of this State, made the following report,

Which was received :

MR PRESIDENT—

The Committee of Conference on the part of the Senate, appointed to meet a similar committee on the part of the House of Representatives to consider of the matters of disagreement between the two Houses in relation to Senate bill, entitled an act to reduce into one the Militia and Volunteer Laws of this State, have instructed me to report that said Committee of Conference have met and carefully conferred together in regard to said matters of disagreement, and as the result of said conference on the part of said committees, I have been instructed to advise the Senate to concur in the following amendments engrafted by the House of Representatives upon Senate bill, viz :

1st and 2nd amendments to 1st section;

amendment to 2nd section,

1st and 2nd amendments to 3rd section;

amendment to 4th section;

amendment to 5th section;

amendment to 6th section;

2nd amendment to 7th section;

amendment to 8th section;

1st and 2nd amendments to 10th section;

amendment to 13th section:

1st, 2nd and 3rd amendments to 14th section;

1st amendment to 16th section;

amendments to 17th section;

amendments to 18th section, by striking out

1st and 3rd amendments to 21st section;

Amendments to 22nd, 23rd, 24th, 25th and 26th sections, and an amendment by way of an additional section;

And I have been likewise instructed to advise the Senate not to concur in the following House amendments to said Senate bill, to-wit:

1st amendment to section 7;

amendment to section 15;

2nd and 3rd amendments to section 16;

amendments to section 19;

2nd amendment to section 21.

The Committee of Conference in examining the matters referred to them, discovered that while the Senate bill created the office of

Major General and imposed upon him many and very onerous duties, it made no provisions for his compensation, nor did the House of Representatives see proper to fill the blank with any sum of money for that purpose.

This was a matter which the Committee of Conference did not feel justified in taking any control, as upon that subject it was evident there had been no disagreement between the two houses.

The committee concluded that the remedy if applied at all, must be in the shape of a supplemental bill, provided the two houses shall agree to pass a bill upon this subject, and the same shall receive the Executive sanction and thereby become a law.

On motion of Mr. Luckett,

The bill and amendments referred to in the above report were taken up and read in connection with the report.

On motion of Mr. Griffin,

The aforesaid report was agreed to.

Mr. McLain, from a Select Committee, made the following report,

Which was received and agreed to :

MR. PRESIDENT—

The committee to whom was referred a bill to reduce the fees of the assessor of taxes in the county of Perry, have had the same under consideration, and have instructed me to report the bill back to the Senate with an amendment, and recommend that the bill as amended do pass.

On motion of Mr. McLain,

The bill referred to was taken up.

The following is the amendment reported by the committee :

Amend by striking out all after the enacting clause, and insert the following :

“That the assessor of taxes in and for the county of Perry shall hereafter receive the sum of two hundred dollars for assessing all the taxes in said county of Perry, and no more, and that this act take effect from its passage.

On motion of Mr. Wilson,

The bill and amendment were referred to the Judiciary Committee.

On motion of Mr. Quin,

Leave of absence was granted Mr. Brown.

Mr. Poindexter, by leave, introduced a bill entitled an act to create a lien on crops, in favor of the holder of any security executed for supplies or means to carry on any plantation or farm, which was read twice under a suspension of the rule, and referred to the Judiciary Committee.

The following message was received from His Excellency, John J. Pettus, Governor of the State of Mississippi, through his private Secretary, John W. Ward :

EXECUTIVE OFFICE,
Jackson, Miss., Jan. 16th, 1862. }

Gentlemen of the Senate and House of Representatives :

I have this day received from the Treasurer of the Confederate States, a Treasury Draft payable to my order, addressed to the Assistant Treasurer at New-Orleans, for the sum of ten thousand, two hundred and fifty-seven dollars and eighty-five cents, under the provisions of an act to provide for the payment of the Confederate States Tax, approved Dec. 20th, 1861. I am required as far as practicable, to procure the settlement and allowance of all claims of the State against the Confederate States, and I am authorized to use the amount thereof in payment of the taxes assessed by the Confederate Government against the citizens of this State. This ten thousand dollar draft is a part of the claim of the State against the Confederate States, and under the provisions of the act referred to, as construed by me, I would not be authorized to use it for any other purpose than in payment of the Confederate tax. As the expenses of engraving and printing the State Treasury Notes provided for in your recent act must be paid in Confederate Notes or Louisiana Bank Notes, Mississippi Treasury Notes not being received at par, I ask that the Legislature authorize me to use this draft or so much of it as may be necessary to defray the expenses of preparing and issuing the State Treasury Notes which were ordered to be prepared to be advanced on cotton.

JOHN J. PETTUS.

Mr. Chrisman made the following report,
Which was received and agreed to :

MR PRESIDENT—

The Committee of Conference, appointed on the part of the Senate, for the consideration of House bill entitled an act to provide private arms for the use of the State, and the substitute offered by the Senate for said bill, report they have performed the duty assigned them, and have failed to agree upon the subject, and ask to be discharged.

Mr. Buck, from a Select Committee, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Select Committee, to whom was referred a House bill entitled an act for the relief of Edwin J. Coleman, a minor of Bolivar county, have had the same under consideration, and have directed me to report the accompanying bill as a substitute therefor, and to recommend its passage.

The following is the substitute reported by the committee :

A bill to be entitled an act for the relief of Edwin J. Coleman, a minor of Bolivar county, Miss., and for other purposes :

Section 1. *Be it enacted by the Legislature of the State of Mississippi*, That the civil disabilities of Edwin J. Coleman, a minor of Bolivar county, Mississippi, be and the same are hereby so far removed as to authorize him to qualify and act as the administrator of the rights, credits, goods and chattels of his father, William Coleman, deceased, late of said county, and he is hereby empowered when duly appointed and qualified as such administrator, to discharge all the duties of said office, as if he were of full age; and subject to all the liabilities incident thereto.

Sec. 2. *Be it further enacted*, That the Probate Court of said county, in its discretion, is hereby authorized to appoint said Edwin J. Coleman, administrator of said decedent, under the restrictions now provided by law for the appointment of administrators.

Sec. 3. *Be it further enacted*, That this act be in force from and after its passage.

On motion of Mr. Buck,

The bill referred to was taken up, the substitute reported by the committee adopted, and,

On his further motion,

The rule was suspended, the bill read a third time and passed as substituted.

Mr. Starke called up the special order for to-day, at ten o'clock, to-wit :

An act to recharter the Commercial Bank of Manchester,
Which was read.

Mr. Starke offered the following amendments,
Which were adopted.

Amend third section after "Yazoo City," in second line of third section, strike out "on the first Monday of January, 1862," and insert the "first Monday of February, 1862," strike out "P. O. Donnell," and insert "W. S. Epperson."

On motion of Mr. Poindexter,

The bill and amendments were made the special order for tomorrow at 10 o'clock.

Mr. Chrisman called up the Governor's message in relation to a Treasury Draft received by the Governor, for ten thousand two hundred and fifty-seven dollars and eighty-five cents, under the provisions of an act to provide for the payment of the Confederate States tax, approved Dec. 20th, 1861.

Mr. McLain called from the calender,

A House bill entitled an act to authorize Rebecca Collins to convey certain lands,

Which was read.

Mr. Gordon moved that the same be referred to the Judiciary Committee,

Which was lost.

On motion of Mr. McLain,

The rule was suspended, the bill read a third time and passed,

The title standing as stated.

On motion, the Senate adjourned until three o'clock, P. M.

THREE O'CLOCK, P. M.

Senate met pursuant to adjournment.

Mr. Mims, from the Committee on the Militia, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on the Militia, to whom was referred a bill entitled an act for the benefit of the Panola Cavalry and Tillatoba Grays, the first commanded by Capt. W. G. Middleton, the second commanded by W. S. Eskridge, have considered the same, and instructed me to report the same back to the Senate and recommend that it do pass.

On motion of Mr. Mims,

The bill referred to was taken up,

The rule suspended, the bill read a third time and passed,

The title standing as stated.

Mr. Mims, by leave, introduced a bill entitled an act to authorize the Mississippi and Tennessee Railroad Company to construct a branch road through the counties of Tallahatchie, Holmes, Carroll, Yazoo, Madison and Hinds, and for other purposes,

Which was read.

On motion of Mr. Mims,

The rule was suspended, the bill read a second time by title, and referred to a select committee of three, consisting of Messrs. Mims, Greer and Oliver.

The following message was received from the House of Representatives:

MR PRESIDENT—

The House of Representatives have agreed to the report of the Committee of Conference on the Senate bill entitled an act to revise and reduce into one the Militia and Volunteer Laws of this State,

And have passed bills with the following titles,

In which the concurrence of the Senate is desired :

An act for the relief of A. J. Walker, of Calhoun county.

A bill to be entitled an act to repeal the gallon law, so far as it relates to the town of Enterprise, in the county of Clark.

An act for the relief of W. G. Martin, of Lafayette county.

A bill to be entitled an act to remove the disabilities of Caroline V. Odeneal, a minor and widow of Jas. P. Odeneal.

A bill to be entitled an act to suspend for a limited period, some of the provisions of article fourth, chapter ninth, of the Code, so far as they relate to the county of Marion.

An act to authorize Presidents of Boards of Trustees and School Commissioners to qualify their own body, &c.

The House have also adopted a resolution in secret session, in which the concurrence of the Senate is desired, and that the Senate act upon the same in secret.

On motion of Mr. Starke,

The Senate resolved itself into a secret session to consider the resolution indicated in the above report.

After some time spent in secret session, the doors were opened.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House of Representatives have passed a bill entitled an act supplemental to an act to authorize Railroad Companies in this State to issue notes to be circulated as money, approved Dec. 20th, 1861,

In which the concurrence of the Senate is desired.

Mr. Griffin presented a petition of R. O. Bean and others, asking certain appropriations, with an accompanying bill entitled an act for the relief of R. O. Bean, Allen White, F. G. Wood, John Crockett, &c.,

Which was read, and,

On motion of Mr. Ellett.

Was indefinitely postponed.

Mr. Ellett, by leave, introduced a bill entitled an act supplemental to an act entitled an act to extend the time for the collection of the taxes of the current fiscal year, approved Dec. 20th, 1861, which was read twice under a suspension of the rule, and referred to a select committee of three, consisting of Messrs. Ellett, Wilson and Pegram.

Mr. Poindexter, from a Select Committee, made the following report,

Which was received and agreed to :

MR PRESIDENT—

Your committee have had the bill to amend the charter of the Central Mississippi Female College under consideration, and instructed me to recommend its passage without amendment.

On motion of Mr. Poindexter,

The bill indicated in the above report was taken up, to-wit :

A House bill entitled an act to amend an act entitled an act to incorporate the Central Mississippi Female College, in the town of Lexington, Holmes county, approved Feb. 25th, 1854,

Which was read.

Mr. Starke moved that the rule be suspended, that the bill be read a third time and put upon its passage.

Upon which, he moved the previous question, which was sustained, and his motion to suspend the rule, &c., as aforesaid prevailed: the bill was then read a third time and passed,

The title standing as stated.

Mr. Starke called up the special order, to-wit ;

An act to amend the charter of the Columbus Life and General Insurance Company, and the Mississippi Mutual Insurance Company.

The question recurred upon the adoption of the amendment to said bill previously offered by Mr. Taliaferro.

Whereupon Mr. Griffin offered the following as a substitute for Mr. Taliaferro's amendment:

Sec. — *Be it further enacted*, That the said Columbus Life and General Insurance Company shall receive all Treasury Notes issued by virtue of any ordinance or law of this State, heretofore passed, or which may be passed during the present session of the Legislature, in payment of any dues to the same, which may have been created or contracted as an original debt to said Company after the passage of this act, and after said act shall have been accepted by the Stockholders of said Company as an amendment to their charter, unless otherwise expressly agreed upon by the party or parties contracting such debt or debts. A refusal on the part of said Company so to receive said Treasury Notes, shall amount to and constitute a forfeiture of this amendment to their charter, which may be declared in any direct proceeding for that purpose, instituted in the name of the State of Mississippi, at the instance of any person directly aggrieved or damaged thereby, in any Court having jurisdiction thereof; and should the rights and privileges hereby granted be declared violated and forfeited by any such proceedings, the Judge, Chancellor or Court before whom such suit or suits may be pending, shall perpetually enjoin said Company from any further acts, rights and proceedings under this act, except so far as the same may be necessary to enable said Company to close up, collect and settle their business, which may have been created or contracted under the provisions and by virtue of this act: *Provided*, That the provisions of this section shall not apply to any debt or debts which may be due or owing to said Company at the time said Company may have accepted the provisions of this act as an amendment to their charter, or which debt or debts may be entered into or created from time to time, in the extension or renewal of any such debt or debts.

Pending which, the Senate adjourned until nine o'clock to-morrow morning.

SATURDAY, Jan. 18th, 1862.

The Senate met pursuant to adjournment.

Prayer by Rev. Mr. McLain.

The journal of yesterday was read and approved.

Mr. Ellett, from the Judiciary Committee, made the following report,

Which was received and agreed to :

The Committee on the Judiciary, to whom was referred a bill to reduce the fees of the assessor of taxes of Perry county, with instructions to prepare and report a general law to prohibit the Boards of Police from making allowances to tax assessors under pretence of making compensation for the assessment of county taxes, have had the same under consideration, and have instructed me to report the following bill entitled an act to prohibit allowances being made to assessors of taxes under pretence of compensating them for assessing county taxes, and for other purposes, and recommend the passage thereof,

The bill indicated in the above report, was taken up and read twice under a suspension of the rule, and,

On motion of Mr. Buck,

Was postponed until three o'clock, P. M.

The following message was received from the House of Representatives :

MR. PRESIDENT—

The House of Representatives have passed bills with the following titles,

In which the concurrence of the Senate is desired :

A bill to be entitled an act for the relief of Hugh McDonald, of Neshoba county.

A bill to be entitled an act to arm and equip Capt. E. G. Wheeler's Cavalry Company, the Polk Rangers, now in camp at Columbus, Kentucky.

Mr. Davis, from the Joint Standing Committee on Agriculture and Mechanics, made the following report,

Which was received and agreed to :

MR. PRESIDENT—

I am instructed by the Joint Standing Committee on Agricul-

ture and Mechanics, to whom was referred a bill entitled an act to obtain Agricultural and Mechanical Statistics and to excite a spirit for Agricultural progress throughout the State, to report the same back to the Senate, and recommend the passage of the accompanying bill as a substitute.

On motion of Mr. Davis,

The bill indicated in the above report was taken up.

The following is the substitute reported by the committee :

An act entitled an act to procure Agricultural and Mechanical Statistics and excite a spirit for Agricultural progress throughout the State.

Section 1st. *Be it enacted by the Legislature of the State of Mississippi*, That it shall be the duty of the Secretary of State, after a blank form or copy of blank, embracing the interrogations in second section of this act shall be furnished him by the President of the Agricultural Bureau, to have said blanks printed, and a number corresponding to number of persons liable to assessment in each county, (annually hereafter,) forwarded to the assessor of each county, with the request that he hand one to each person assessed, who in return, will request that the blanks be filled and returned to him as soon as practicable : The assessors are requested to return all that are returned to him by the 1st of October, of each year, to the Secretary of State, who shall, without delay, transmit them to the President of said Agricultural Bureau.

Sec. 2nd. *And be it further enacted*, That the interrogations to be propounded and answered are as follows :

Number of acres planted in cotton, number of bales with average weights produced, kind of land planted, manure used ; number of acres planted in corn, number of bushels gathered, number of bushels raised; number planted in rye, number planted in oats, the yield of each; number of acres planted in grass : Kinds—best for land and climate, best for grazing, best for hay; number of acres in sweet potatoes, the yield; in Irish potatoes, the yield; turnips, probable yield : Number of horses, number bought, number of mules, number bought, treatment : Number of cattle, number sold, number of pounds of butter sold, price : Number of sheep, number sold, number of pounds of wool clipped, number killed by dogs, breed : Number of hogs, number of pounds of pork, ham and bacon put up, amount sold, system of feeding, best breed : Number of acres in vineyard, kinds of grape, best for climate and wine, number of gallons of wine, kinds of fruit grown, best for climate : Amount of leather tanned : Number of yards of cloth, woolen and cotton, made : Number of farm implements, what invented in the different branches of Mechanics, number manufactured.

Sec. 3rd. *Be it further enacted*, That this act be in force from and after its passage.

On motion of Mr. Davis,

The said substitute was adopted, the bill read a third time under a suspension of the rule, and passed as substituted,

The title standing as stated in the substitute.

Mr. Starke called the special order for this hour, to-wit :

A House bill entitled an act to recharter the Commercial Bank of Manchester,

Which was read.

Mr. Chrisman moved that the bill be printed and made the special order for Monday at ten o'clock,

Which was lost by the following vote, three Senators having called for the yeas and nays ;

YEAS.—Mr President, Messrs. Chrisman, Cummings and Pegram—4.

NAYS.—Messrs. Bowles, Buck, Davis, Ellett, Griffin, Greer, Gordon, Jordan, Luckett, McLain, Moore, Oliver, Poindexter, Starke, Taylor Taliaferro and Thames—17.

Mr. Oliver offered the following amendment to the bill ;

Amend by additional section :

Sec. — *Be it further enacted*, That upon the transfer of stock of any Stockholder, the person or persons transferring the same, shall endorse it, and shall be liable in their individual property for the full amount of such stock for two years from the date of the transfer or endorsement, and in case of failure of the Bank to redeem its issues as prescribed by the charter, the holders of any of the evidences of indebtedness of the Bank, may sue for and recover their claims of those Stockholders who may have so transferred or endorsed such stock, provided suit is brought before the expiration of the two years, in the proper Court of the proper county, for the recovery thereof, and process shall be issued and executed against said transferring or endorsing Stockholder as in other cases of individual indebtedness.

On motion of Mr. Starke,

Said amendment was laid on the table by the following vote :

YEAS—Messrs. Bowles, Buck, Davis, Ellett, Greer, Gordon, Jordan, Luckett, McLain, Moore, Poindexter, Starke and Taylor—13.

NAYS—Mr President, Messrs. Cummings, Griffin, Oliver, Pegram, Taliaferro and Wilson—7.

Mr. Griffin offered the following amendment,

Which was adopted :

Amend the tenth section by striking out the word "six," in the fifth line and insert the word "twelve."

On motion of Mr. Starke,

The rule was suspended, the bill read a third time and put upon its passage, and the same passed by the following vote :

YEAS—Messrs. Bowles, Buck, Davis, Ellett, Greer, Gordon, Jordan, Luckett, McLain, Moore, Poindexter, Starke, Taylor, Thames and Wilson—15.

NAYS—Mr President, Messrs. Chrisman, Cummings, Griffin, Oliver, Pegram and Taliaferro—7.

Mr. Jordan called up a special order, to-wit :

A House bill entitled an act to amend the charter of the Columbus Life and General Insurance Company, and the Mississippi Mutual Insurance Company.

The question recurred on the adoption of the substitute previously offered by Mr. Griffin to Mr. Taliaferro's amendment.

On motion of Mr. McLain,

The amendment and substitute were laid on the table by the following vote :

YEAS—Messrs. Bowles, Davis, Ellett, Greer, Gordon, Jordan, Luckett, McLain, Moore, Oliver, Pegram, Poindexter, Starke, Taylor, Taliaferro, Thames and Wilson—16.

NAYS—Mr President, Messrs. Chrisman, Griffin and Pegram—4.

Mr. Buck offered the following amendments,

Which were adopted :

Amend section three by striking out the words "the same," in the third line and inserting "all of the issues of said Company."

Amend section seven by striking out the word "ten," where it occurs in the third line of the section and insert the word "legal."

Mr. Griffin offered the following amendment,

Which was adopted :

Strike out the word "six," in the third line of section two and insert in lieu thereof the word "twelve."

Mr. Oliver offered the following amendment,

Which was adopted :

Amend by striking out all after the word "off," in fifth line of seventh section in the proviso.

Mr. Buck offered the following amendment :

Amend section four by striking out the words "high misdemeanor," in the fifth line and inserting the word "felony," and by striking out the word "hundred," where it occurs in the sixth line and inserting the word "thousand." Also by striking out all after the words "in the," in the sixth line and inserting Penitentiary of the State, for a period not less than five nor more than ten years.

The same was laid on the table by the following vote :

YEAS—Messrs. Bowles, Cummings, Davis, Griffin, Gordon, Jordan, Luckett, McLain, Moore, Poindexter, Starke and Thames—12.

NAYS—Messrs. Buck, Chrisman, Oliver, Pegram, Taylor, and Wilson—6.

Mr. Buck offered the following amendments,

Which were adopted :

Amend section eighth by striking out the words "such officer so failing and his securities," in the ninth line, and inserting the words "said Company."

Amend section eighth by adding at the close of the section the words "and the officer so refusing to note the same for protest, shall be guilty of a high misdemeanor, and on conviction thereof in a competent Court, shall be imprisoned in the county jail for a period not exceeding twelve months."

On motion of Mr. Moore,

The amendments were considered as engrossed, the bill read a third time and passed as amended,

The title standing as stated.

Mr. Griffin called from the House messages, a House bill entitled an act supplemental to an act entitled an act to authorize Railroad Companies in this State to issue notes to be circulated as money, approved Dec. 20th, 1861, which,

On motion of Mr. Buck,

Was read twice under a suspension of the rule.

Mr. Ellett offered the following amendment,

Which was adopted :

Insert after the words "thirty thousand dollars," in first section the words "and the Grand Gulf and Port Gibson Railroad Company, the sum of three thousand dollars."

Mr. Oliver offered the following amendment :

Sec. — *Be it further enacted*, That should either of the said Railroad Companies authorized to issue notes to circulate as money refuse to receive the bills of any of the Roads authorized by this act or the act to which this act is supplementary, in payment of freight or passage on their road at par, such Railroad Company shall forfeit and pay to the person or persons aggrieved by such refusal, double the amount of the notes so refused to be received, in any Court having jurisdiction thereof.

On motion of Mr. Buck,

The Senate adjourned until three o'clock, P. M.

THREE O'CLOCK, P. M.

Senate met pursuant to adjournment.

On motion of Mr. Taliaferro,

Leave of absence was granted Mr. Quin.

On motion of Mr. Pegram,

Leave of absence was granted Mr. Mims.

The Senate then resumed the consideration of the business before them when they adjourned.

The question recurred on the adoption of the amendment offered by Mr. Oliver,

And the same was adopted.

Mr. Thames offered the following amendment,

Which was adopted :

Amend by adding at the end of the first section, the following :

And that the North-eastern and South-western Railroad Company be authorized to have the benefit of this act to an amount not exceeding ten thousand dollars, and that said company shall establish and keep an office in the town of Marion, in Lauderdale county, for the redemption of the notes issued by it under this act.

Mr. Taylor offered the following amendment,

Which was adopted :

Amend third section, tenth line, by striking out Corinth and inserting Iuka.

On motion of Mr. Oliver,

The rule was suspended, the amendments considered as engrossed, the bill read a third time and passed as amended,

The title standing as stated.

Mr. Starke, by leave, offered the following resolution,

Which was adopted :

Resolved, That the Judiciary Committee be instructed to report a bill (if in their judgment it is practicable,) suppressing the existing practice by said incorporated companies and individuals, issuing promises to pay, in change for money, intended to operate as a circulating medium.

Mr. Poindexter introduced a bill entitled an act for the further relief of the Lunatic Asylum,

Which was read.

On motion of Mr. Poindexter,

The rule was suspended, the bill read a second and third time and passed,

The title standing as stated.

Mr. Ellett called up a Senate bill entitled an act to prohibit allowances being made to assessors of taxes under pretence of compensating them for assessing county taxes and for other purposes,

Which was read.

On motion of Mr. Ellett,

The rule was suspended, the bill read a third time and passed,

The title standing as stated.

Mr. Starke offered the following resolution,

Which was adopted :

Resolved by the Senate, That the House be requested to return to the Senate the bill entitled an act supplemental to an act authorizing Railroad Companies to issue notes to be circulated as money.

Mr. Buck offered the following resolution, which was adopted :

Resolved, That the Committee on the Judiciary be instructed to enquire into the expediency of changing the commencement of the fiscal year, and increasing the pay of assessors, and report by bill or otherwise.

The following message was received from the House of Representatives :

MR PRESIDENT—

I am instructed by the House of Representative to return to the Senate, in compliance with Senate resolution, a bill entitled an act supplemental to an act entitled an act to authorize Railroad Companies to issue notes to be circulated as money, approved December 20th, 1861.

On motion of Mr. Starke,

The vote passing the bill indicated in the above House message was reconsidered, and,

On his further motion,

The vote passing the same to its third reading was also reconsidered.

The bill then being on its second reading,

Mr. Starke offered the following amendment,

Which was adopted :

Amend third section, sixth line by striking out "one hundred," and inserting "two hundred and fifty."

On motion of Mr. Starke,

The rule was suspended, the bill read a third time and passed as amended,

The title standing as stated.

On motion of Mr. Wilson,

The Senate adjourned until nine o'clock Monday morning.

MONDAY, January 20th, 1862..

Senate met pursuant to adjournment.

Prayer by Rev. Mr. McLain.

The journal of Saturday was read and approved.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House of Representatives have passed a bill with the following title,

In which the concurrence of the Senate is desired.

A bill to be entitled an act supplemental to an act passed at the present session of the Legislature, entitled an act authorizing the issuance of Treasury Notes as advances upon cotton.

Mr. Buck offered the following resolution, which,

On motion of Mr. Ellett,

Was laid on the table.

Resolved, (the House of Representatives concurring,) That the Legislature adjourn *sine die*, on Wednesday, the 22nd instant, at four o'clock, P. M.

Mr. Buck, from the Judiciary Committee, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on the Judiciary, to whom was referred a bill to be entitled an act for the relief of Miles H. McGehee, have had the same under consideration, and have instructed me to report the following amendment, and recommend its passage as amended;

Amend by striking out the words "one hundred and sixty-three," and insert the word "eighty," in the fifth line.

Also, by striking out in sixth line the words "principal and interest on the," and,

Also, by striking out the whole of the twelfth line.

All of said amendments occurring in first section.

On motion of Mr. Buck,

The bill referred to was taken up, to-wit :

An act for the relief of Miles H. McGehee, the amendments reported by the committee were adopted,

The bill considered as engrossed, read a third time and passed as amended,

The title standing as stated.

Mr. Ellett, from the Judiciary Committee, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on the Judiciary, to whom was referred a House bill entitled an act to remove the disability of minors in certain cases, have considered the same, and have instructed me to report back the said bill, and to recommend that the same do pass.

On motion of Mr. Ellett,

The bill referred to was taken up, read a third time under a suspension of the rule and passed,

The title standing as stated.

Mr. Ellett, from the Judiciary Committee, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on the Judiciary, to whom was referred a House bill entitled an act to provide for payment of costs in prosecutions against slaves, have considered the same, and have instructed me to report back the said bill with an amendment, and to recommend the adoption of the amendment and the passage of the bill so amended.

On motion of Mr. Ellett,

The bill referred to was taken up.

The following is the amendment offered by the committee :

Sec. 3rd *Be it further enacted*, That no costs or expenses incurred in the prosecution of slaves shall be paid out of the State Treasury, except such costs and expenses as are by law payable out of the said Treasury, in cases of criminal prosecutions against white persons, any thing in this act contained to the contrary notwithstanding : and that all laws authorizing the payment of the costs and expenses incurred in the prosecution of slaves out of the county Treasury, be and the same are hereby repealed.

Said amendment was adopted.

On motion of Mr. Ellett,

The rule was suspended, the bill read a third time and passed as amended,

The title standing as stated.

Mr. Ellett, from the Committee on the Judiciary, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on the Judiciary, to whom was referred a Senate bill entitled an act in relation to taxes on the property of alien enemies, liable to sequestration, have had the same under consideration, and have instructed me to report the said bill back, and to recommend its passage.

On motion of Mr. Ellett,

The bill indicated in the above report was taken up.

On motion of Mr. Ellett,

The rule was suspended, the bill read the third time.

On his further motion,

The vote passing the bill to its third was reconsidered,

Whereupon Mr. Ellett offered the following amendment,

Which was adopted :

Amend by adding to the first section the following words :

“ And the Treasurer may pay out the said certificates as other money in the Treasury is disbursed by law.”

On motion of Mr. Ellett,

The rule was suspended, the bill read a third time and passed as amended,

The title standing as stated:

Mr. Ellett, from the Committee on the Judiciary, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on the Judiciary, to whom was referred a House bill entitled an act for the relief of debtors to the school funds of the several counties, have considered the same, and have instructed me to report the said bill back with an amendment, and to recommend the adoption of the amendment and the passage of the bill as amended.

On motion of Mr. Ellett,

The bill referred to was taken up.

The following is the amendment reported by the committee :

Amend the first section by striking out all after the enacting clause, and inserting as follows :

That all persons, who, on the sixth day of August, 1861, were indebted to the school funds of the several townships and counties of this State, and who shall punctually pay all the interest on such debts as the same may fall due, and who shall when required, renew the said debts with good and satisfactory sureties, and who shall also pay all costs that have accrued in any suit brought thereon, shall be entitled to all the benefit and protection of an act entitled an act to modify the collection laws of this State, approved August 5th, 1861, anything in the said act contained, to the contrary notwithstanding.

Said amendment was adopted.

On motion of Mr. Ellett,

The rule was suspended, the bill read a third time and passed as amended,

The title standing as stated.

Mr. Ellett, from the Judiciary Committee, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on the Judiciary, to whom was referred a House bill entitled an act to change the names of Rose Elizabeth Pradat and others, have had the same under consideration, and have instructed me to report the said bill back, and to recommend, in view of the peculiar circumstances of this case, that the same do pass.

On motion of Mr. Ellett,

The bill referred to was taken up.

Mr. Mims offered the following amendment, which,

On motion of Mr. Ellett,

Was laid on the table.

Amend by adding additional section :

Sec. — *Be it enacted*, That Thomas Hickinbottom, the putapre

father of Allen Hickinbottom, of Franklin county, be and he is hereby authorized by writing under his hand and seal to be acknowledged and recorded in the office of the Probate Clerk of said county of Franklin, to adopt the said Allen as his son and heir, and to appoint a Guardian for said Allen, and the said Allen thereupon, shall be entitled to inherit and hold in said county all the estate, both real and personal, of which the said Thomas shall die seized and possessed, as fully, perfectly and completely as if the said Allen had been born in legal and lawful wedlock.

The bill was then read the third time under a suspension of the rule, and passed with title as stated.

Mr. Ellett, from the Committee on the Judiciary, made the following report,

Which was received and agreed to :

MR. PRESIDENT—

The Committee on the Judiciary, to whom was referred a House bill entitled an act to suspend for a limited period, the operation of the provisions of chapter fifty-seventh of the Revised Code, entitled an act for the limitation of actions, and for other purposes, have had the same under consideration, and have instructed me to report the same back with the following amendments, to-wit :

1st. Amend by striking out all after the enacting clause, and inserting the accompanying seven sections as a substitute therefor.

2nd. Amend the title by substituting the following instead of the present title, to-wit :

An act to amend an act entitled an act to modify the collection laws of this State, approved August 5th, 1861.

And the committee recommend the adoption of said amendments and the passage of the bill as amended.

On motion of Mr. Ellett,

The bill referred to was taken up.

The following are the seven sections proposed as amendments referred to in the report of the committee :

Sec. 1st. That in all suits heretofore commenced or hereafter to be commenced by attachment, as contemplated by the first section of an act entitled an act to modify the collection laws of this State, approved August 5th, 1861, founded on any contract entered into before the passage of said act, where the property attached is or shall be real estate, no execution shall be issued for the sale of such property until twelve months after the close of the present war, or until otherwise ordered by law, and where the property attached is or shall be personal estate, and the same shall be replevied by the defendant, no execution shall issue on the judgment to be recovered in such action until twelve months after the close of the present war, or until otherwise ordered by law; excepting in each instance, all cases of official liabilities on the part of public officers.

Sec. 2nd. That the act to which this is an amendment shall be construed and held to apply only to suits for the recovery of debts founded on some contract for the payment of money, and not to actions for costs or for the recovery of real or personal property and damages for the use or detention thereof, or to any suit or action against executors, administrators or guardians, whether in their individual or representative capacity, brought for the recovery of any legacy or distribution, shall of a decedent's estate, or the property of any minor, nor shall any executor, administrator or guardian thereby from making regular settlements of his accounts in the same manner as if such act had not been passed: And further, that the said act shall not be so construed as to prevent any person claiming a lien under the thirty-ninth chapter of the Revised Code, entitled an act to regulate the lien of mechanics and others for labor and materials, or any act amendatory thereof, from commencing suit within the time necessary to have the benefit of the lien given thereby, and such suit whether commenced before or after the passage of this act, shall be prosecuted to final judgment, but no execution shall issue to enforce the judgment until twelve months after the close of the present war, or until otherwise ordered by law: *Provided*, That if any executor, administrator or guardian, shall have loaned out money of the estate, or of his ward, he shall not be compelled to distribute such money while the said act remains in force, unless the same shall have been collected, but the legatees, distributees or ward, may elect to take the securities given for the money so loaned; and nothing herein contained shall effect the liability of such executor, administrator or guardian for taking insufficient security for the money loaned.

Sec. 3rd. That in all cases upon bonds, promissory notes, bills of exchange, open accounts or other contracts for the payment of money made or entered into since the passage of this act, to which this is an amendment, it shall be lawful for the defendant to set off under a proper plea, any indebtedness of the plaintiff to him, that may exist upon their mutual dealings or demands anterior to the passage of the said act.

Sec. 4th. That nothing contained in this act, to which this is an amendment, shall be construed to prevent the issuance and service of process to bring in parties in suits pending at the time of the passage of the said act, or to prevent the revival of suits so funding, nor shall the said act prevent the taking of testimony or doing of all other acts necessary or proper to prepare such suits for trial or final hearing.

Sec. 5th. That all acts limiting the time for commencing actions founded on bonds, promissory notes, bills of exchange, open accounts or other contracts, for the payment of money, be and the same are hereby suspended until twelve months after the close of the present war, unless otherwise ordered by law.

Sec. 6th. That if any person indebted to another by open accounts, contracted before the passage of the act to which this is an amendment, shall refuse to close the same by note or other written acknowledgment, when requested so to do, an action may be brought on such open account and prosecuted to judgment, but no execution shall issue on such judgment until twelve months after the close of the present war, unless otherwise provided by law, but if the debtor, when requested to close such account, shall dispute the account, and shall tender his note or written acknowledgment for the amount he admits to be due them, unless the plaintiff shall recover more than the amount thus admitted to be due, with the interest thereon, the said plaintiff shall be liable and shall pay the costs.

Sec. 7th. That this act shall take effect from and after its passage.

Mr. Ellett offered the following amendment to the fifth amendment recommended by the committee,

Which was adopted :

Amend fifth section by inserting after "money," and all acts limiting the continuance of judgment liens, and limiting the time for issuing executions thereon.

The amendments reported by the committee were then adopted as amended.

On motion of Mr. Ellett,

The amendments were considered as engrossed, the bill read a third time and passed as amended.

The amendment to the title of the bill as recommended by the committee, was adopted.

Mr. Ellett, from the Committee on the Judiciary, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on the Judiciary, to whom was referred a House bill entitled an act to amend the law in relation to insolvent estates, have considered the same, and have instructed me to report the said bill back, and to recommend that it do not pass.

Mr. Ellett, from same committee, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on the Judiciary, to whom was referred a bill entitled an act to amend the fortieth chapter of the Revised Code entitled an act concerning marriages, divorces, and the separate property of married women, have duly considered the same, and have instructed me to report the said bill back, and to recommend that the same do not pass.

Mr. Chrisman, from a Select Committee, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Select Committee, to whom was referred the Governor's message in relation to the passage of an act authorizing him to use the proceeds of a certain draft in his hands to secure the issuance of Treasury Notes to be advanced upon cotton, have considered the subject, and instructed me to report the following bill, and recommend its passage.

The bill accompanying the above report, is as follows, to-wit :

* A bill to be entitled an act to authorize the Governor of this State to appropriate certain moneys in his hands to defray the expenses of preparing and issuing Treasury Notes to be advanced upon cotton.

On motion of Mr. Chrisman,

Said bill was taken up and read twice under a suspension of the rule.

Mr. McLain moved to lay the same on the table and the motion was lost.

Mr. Buck moved to postpone the bill indefinitely,

Upon which motion,

Mr. Starke moved the previous question,

Which was sustained.

Mr. Buck's motion was then lost by the following vote :

YEAS—Messrs. Buck, Davis, Ellett, Gordon, Huie, Jordan, Luckett, McLain, Moore, Neely, Poindexter and Starke—12.

NAYS—Mr President, Messrs. Chrisman, Cummings, Griffin, Greer, Mims, Oliver, Pegram, Quin, Taylor, Taliaferro, Thames and Wilson—13.

Mr. Chrisman offered the following amendment to the bill,

Which was adopted :

Strike out the words "under the provisions," in the thirteenth line of the first section, and insert in lieu thereof the words "in pursuance."

Mr. Ellett offered the following amendment to the bill,

Amend by additional section as follows, to-wit :

Section 2nd. *Be it further enacted*, That it shall not be compulsory upon any Bank in this State to receive the Treasury Notes issued under the provisions of this act, and of the act to which this act is a supplement, unless the said Treasury Notes shall be at par value with the notes of circulation of the Bank to which the same may be offered, any law or provision to the contrary notwithstanding.

Pending which, the Senate adjourned until three o'clock, P. M.

THREE O'CLOCK, P. M.

Senate met pursuant to adjournment.

On motion of Mr. Oliver,

The Senate resumed the consideration of the business which was before them when they adjourned.

The question recurring on the adoption of the amendment offered by Mr. Ellett to the bill under consideration,

Mr. Oliver raised the following point of order :

The amendment on your table is in contravention of the well established rule that a question once carried cannot be again questioned at the same session, but must stand as the judgment of the House.

The amendment is out of order in this, the rule is, no motion or proposition on a subject different from that under consideration shall be admitted under color of amendment.

The amendment is out of order in this. The bill purports to be a bill authorizing the issue of Treasury Notes, when in point of fact the amendment relates to and materially alters a Bank charter not before the House for consideration, therefore perverting the amendment from the Treasury Bill to a Bank Bill passed at this session of the Legislature : Therefore the amendment is not germane to the question before the Senate, and is not in order.

The first of said points was sustained by the Chair.

Whereupon Mr. Starke appealed from the decision of the Chair.

Pending the appeal,

On motion of Mr. Starke,

The Senate adjourned until nine o'clock to-morrow morning.

TUESDAY, January 21st, 1862.

The Senate met pursuant to adjournment.

Prayer by the Rev. Mr. Crane.

The journal of yesterday was read and approved.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House of Representatives has passed a bill with the following title,

In which the concurrence of the Senate is desired :

A bill to be entitled an act for the relief of the Sheriff and County Treasurer of Leake and Attala counties.

Mr. Taylor presented the petitions of Charles Baskervill, P. D. Roddy and J. N. Duncan, asking certain appropriations.

Mr. Taylor offered the following entitled bill, an act for the benefit of Major Charles Baskervill's Battalion of Cavalry, which was read twice under a suspension of the rule, and referred to the Committee on the Militia, with the aforesaid petitions.

Mr. Huie presented the petition of J. A. Groves, with an accompanying bill entitled an act to give effect to the revenue laws of this State, and quit the claimants under tax collector's sales :

Both petition and bill were referred to the Judiciary Committee without reading.

Mr. McLain presented a petition of Amos P. Evans, with an accompanying bill entitled an act for the relief of Amos P. Evans, of Wayne county,

Which was read twice under a suspension of the rule, and referred to the Judiciary Committee.

Mr. Ellett offered the following joint resolution,

Which was read and referred to the Judiciary Committee :

Resolution entitled a resolution to furnish Hon. D. C. Glenn, Confederate States Commissioner, with a set of Mississippi Reports.

Mr. Buck called from the table Senate resolution in relation to adjournment on Wednesday, the 22d inst., at four o'clock, P. M.

Mr. Wilson offered to amend by striking out "Wednesday," and inserting "Friday, the 24th inst.,"

Which was accepted by Mr. Buck.

The resolution was then adopted as amended.

Mr. Mims, from a Select Committee, made the following report, Which was received and agreed to :

MR. PRESIDENT—

The Select Committee, to whom was referred an act to be entitled an act to authorize the Mississippi and Tennessee Railroad Company to construct a branch road through the counties of Tallahatchie, Carroll, Holmes, Yazoo, Madison and Hinds, and for other purposes, have had the same under consideration, and (Mr. Greer dissenting,) have instructed me to report the same back to the Senate, and recommend that it do pass.

On motion of Mr. Mims,

The bill indicated in the above report was taken up.

Mr. Greer moved to postpone the same indefinitely, upon which motion,

Mr. Chrisman moved the previous question,

Which was sustained:

Mr. Greer's motion to indefinitely postpone the bill was lost by the following vote, three Senators having called for the yeas and nays ;

YEAS.—Messrs. Davis, Ellett, Griffin, Greer, Huie, Luckett, McLain, Pegram, Quin and Taylor—10.

NAYS.—Mr President, Messrs. Brown, Buck, Chrisman, Cummings, Jordan, Mims, Moore, Neel, Oliver, Phelan, Taliaferro and Wilson—13.

Mr. Greer offered the following amendment to the bill :

Amend section first in the eighth line, after the word "Hinds," by inserting said Railroad shall be located through or in the vicinity of Greenwood, in the county of Carroll, and through or in the vicinity of Tchula, in the county of Holmes.

Pending which, the Senate adjourned till 3 o'clock, P. M.

THREE O'CLOCK, P. M.

Senate met pursuant to adjournment.

Mr. Davis, by leave, introduced a bill entitled an act for the relief of Wm. B. Wynn, minor heir of Wm. Wynn, dec'd.

On motion of Mr. Davis,

The bill was read the second time by title.

Mr. Davis offered the following amendment,

Which was adopted :

Amend third line of second section, after the word authorized, by inserting the words by and with the consent of the Probate Court.

On motion of Mr. Davis,

The rule was further suspended, the bill read a third time and passed as amended,

The title standing as stated.

Mr. Huie, by leave, called from the House messages a House bill entitled an act for the relief of the Sheriff and County Treasurer of Leake and Attala counties,

Which was read three several times under a suspension of the rule and passed,

The title standing as stated.

On motion of Mr. Ellett,

The Senate resumed the consideration of the business before them when they adjourned.

Mr. Chrisman offered the following amendment to the amendment offered by Mr. Greer :

Amend by striking out all after the word "Carroll,"

Which was adopted.

Mr. Greer's amendment was then adopted as amended.

Mr. Quin offered the following amendment :

Amend first section by striking out all that portion after the words "terminating at Canton."

Mr. Ellett moved the previous question on the bill and amendment

Which was sustained,

The question recurred on the adoption of the amendment offered by Mr. Quin,

And the same was rejected by the following vote :

YEAS—Messrs. Davis, Ellett, Greer, Gordon, Huie, Luckett, McLain, Moore, Neely, Pegram and Quin—11.

NAYS—Mr President, Messrs. Brown, Chrisman, Cummings, Griffin, Jordan, Mims, Oliver, Phelan, Taylor, Taliaferro, Thames and Wilson—13.

On motion of Mr. Mims,

The bill was considered as engrossed, the rule suspended, the bill read a third time and passed as amended,

The title standing as stated.

Mr. Mims presented the claims of S. Livingston and George Work, which were referred to the Committee on Claims without reading.

Mr. Moore, from the Committee on Enrolled Bills, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on Enrolled Bills, have had under consideration the following bills to wit :

An act for the relief of the minor heirs of Mrs. E. S. Brungard, deceased, and for other purposes.

An act to revise and reduce into one the Militia and Volunteer Laws of this State.

An act to amend chapter sixty, Revised Code, entitled an act providing for the establishment of the Probate Courts and for prescribing the mode of proceeding therein.

An act in relation to the Private Secretary of the Governor, and for other purposes.

An act to authorize the Tax Collectors to receive certain Bank Notes in payment of State and County tax for the year 1861.

An act to amend the fifth section, chapter three of the Revised Code.

And upon examination, have found the same properly enrolled
On motion, the Senate adjourned until nine o'clock, to-morrow morning.

WEDNESDAY, January. 22d, 1862.

The Senate met pursuant to adjournment.

The journal of yesterday was read and approved.

Mr. Griffin presented a joint memorial to the Congress of the Confederate States, in relation to the pay of officers and privates in the Confederate States service,

Which was read, and,

On motion of Mr. Chrisman,

Was referred to the Committee on the Militia.

The following message was received from the House of Representatives :

MR. PRESIDENT—

The House of Representatives has concurred in Senate amendments to the following entitled House bills :

An act to authorize the sale of the sixteenth section of School Lands belonging to that portion of Tunica county embraced in the Choctaw purchase, in order to consolidate the Chickasaw and Choctaw School Funds of said county.

An act for the relief of debtors to the school funds of the several counties.

An act to provide for payment of costs in prosecutions against slaves.

An act to re-charter the Commercial Bank of Manchester.

An act to amend the charter of the Columbus Life and General Insurance Company and the Mississippi Mutual Insurance Company.

Also, have passed a bill entitled

An act for the relief of W. F. Stearns, T. J. Wharton, and the estate of D. Mayes, deceased,

In which the concurrence of the Senate is desired.

And have passed Senate bills with following titles :

An act for the relief of John White, of Chickasaw county.

An act for the relief of Edwin J. Coleman, a minor of Bolivar county, Miss., and for other purposes.

An act supplemental to an act passed at the present session of the Legislature, entitled an act to provide for the establishment of hospitals for the Mississippi troops, and for other purposes.

An act for the relief of Wm. B. Wynn, minor heir of Wm. Wynn, deceased.

The House refuses to concur in the Senate amendments to an act to suspend for a limited period the operation of the provisions of the 57th chapter of the Revised Code entitled an act for the limitation of actions, and for other purposes.

The House of Representatives insists upon its amendment to the Senate bill entitled an act to amend the LXII chapter of the Revised Code, entitled an act in relation to Chancery Courts, and for other purposes.

The House has concurred in the Senate amendments to the House bill entitled an act supplemental to an act to authorize Railroad Companies in this State to issue notes to be circulated as money, approved Dec. 20, 1861.

Mr. Ellett, from the Committee on the Judiciary, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on the Judiciary, to whom was referred a bill entitled "an act authorizing minors to be bound in certain cases," have had the same under consideration and have instructed me to report the same back, with a substitute therefor, and recommend the adoption and passage of the substitute.

On motion of Mr. Ellett, the bill referred to was taken up.

The following is the substitute referred by the committee, which was adopted :

An act concerning apprentices.

Section 1. *Be it enacted by the Legislature of the State of Mississippi,* That any minor of the age of fourteen years, and if a male, within the age of twenty-one years, and if a female, within the age of eighteen years, may become bound by indenture, of his or her own free consent, and with the consent of his or her father, if he be living, and if not, then with consent of his or her mother or guardian, if there be such, to be expressed in the indenture and signified by signing and sealing the same, to serve as an apprentice in any trade, employment, manual occupation or labor, until, if a male, he arrive at the age of twenty-one years, and, if a female, until she arrive at the age of eighteen years, or for any shorter time, and such minor shall be bound to serve as an apprentice according to the said indenture.

Sec. 2. That the age of the minor shall be stated in the indenture, but such statement shall not be conclusive upon the minor, and the indentures shall be void so far as the age inserted therein shall exceed the true age of such minor, and the person to whom such apprentice shall be bound, shall engage, by covenant contained in the indenture, to provide the apprentice with good, wholesome and sufficient provisions, and necessary and proper clothing, washing and lodging, to treat the apprentice humanely, and to teach him or her the trade, employment, occupation or labor mentioned therein, and also to send such apprentice to school until he or she shall learn to read, write, and perform ordinary calculations in arithmetic ; and at the expiration of the apprenticeship to pay to such apprentice the sum of twenty dollars and to furnish him or her, besides his or her ordinary clothing, with one new suit of good clothing, including hat and shoes.

Sec. 3. That in case of any misconduct or neglect of duty by the master or mistress, or by the apprentice, the Board of Police

of the county where the master or mistress resides, shall have full power, on the complaint of the master or mistress, or if the apprentice made either by himself, or by any person in his behalf, to take such order and direction between the master or mistress and the apprentice, as the equity of the case may require, and revoke the indenture and discharge the apprentice therefrom, if it shall appear that there are good grounds therefor; but the opposite party shall be notified of the complaint and have opportunity to make defense.

Sec. 4. That the indenture of apprenticeship shall be recorded in the office of the Clerk of the Probate Court in which the same may be executed, at the cost of the master or mistress, and shall only take effect in favor of the said master or mistress from the time of being filed with the said clerk for record.

Sec. 5. That such indenture may be made to several persons constituting a firm or partnership, and if one or more of such persons should die before the expiration of the term of apprenticeship, the covenants contained in the indenture on the part of the parent or guardian of such apprentice, or on the part of such apprentice, shall accrue and be performed to the survivor or survivors, and such survivor or survivors shall perform and fulfil to the apprentice all the covenants and agreements contained in the indenture on the part of the persons to whom such apprentice shall be bound to be performed and fulfilled.

Sec. 6. That any person who shall counsel, persuade, entice or assist any apprentice to run away, or absent himself or herself from the service of the person or persons to whom he or she shall be bound, or who shall entertain, harbor or conceal any such apprentice, knowing such apprentice to have run away, shall forfeit and pay the sum of one hundred dollars, to be recovered by action of debt, with costs, by and for the person or persons to whom such apprentice shall be bound, in any court having cognizance thereof.

Sec. 7. That this act shall take effect from its passage.

On motion of Mr. Ellett,

The rule was suspended. the bill read a third time and passed as substituted,

The title standing as stated.

Mr. Mims, from the Committee on the Militia, made the following report,

Which was received and agreed to :

MR. PRESIDENT—

The Committee on the Militia, to whom was referred "a bill to be entitled an act for the benefit of Major Charles Baskerville's battalion of Cavalry," have had the same under consideration, and have instructed me to report the same back to the Senate and recommend that it do not pass.

Mr. McLain, from a select committee, made the following report,

Which was received and agreed to :

MR. PRESIDENT--

The committee, to whom was referred a bill entitled an act to authorize the Secretary of State to sell certain swamp and overflowed lands, have had the same under consideration, and have instructed me to report the bill back to the Senate and recommend its passage.

On motion of Mr. McLain, the bill referred to was taken up.

And on motion of Mr. Taliaferro, was referred to the Judiciary Committee.

Mr. Mims, by leave, introduced a bill entitled,

"An act to confirm the locations of swamp and overflowed lands in this State,"

Which was read twice under a suspension of the rule, and referred to the Judiciary Committee.

Mr. Taylor, by leave, introduced a bill entitled "an act for the benefit of James McAmis,"

Which was read.

On motion of Mr. Taylor,

The rule was suspended, the bill read a second and third time and passed,

The title standing as stated.

Mr. Quin offered the following resolution,

Which was adopted :

Resolved, That the Judiciary Committee be requested to inquire into the expediency of paying the Marshals appointed by the United States for taking the census in 1860, and report by bill or otherwise.

Mr. Thames, from a select committee, made the following report,

Which was received and agreed to :

MR. PRESIDENT—

The committee to whom was referred a bill entitled an act for the relief of Aaron Lowenstein, have had the same under consideration and have instructed me to report the same back to the Senate and recommend that it do not pass.

On motion of Mr. Brown.

The unfinished business of Monday was taken up, to wit : A bill entitled "an act to authorize the Governor of the State to appropriate certain moneys in his hands to defray the expenses of preparing Treasury Notes to be advanced upon cotton," and an amendment thereto offered by Mr. Ellett.

The question recurred on the appeal from the decision of the Chair, sustaining the first point of order raised by Mr. Oliver, de-

clarifying the amendment offered by Mr. Ellett to be out of order, and the decision of the Chair was sustained by the following vote :

YEAS—Mr President, Messrs. Brown, Chrisman, Cummings, Griffin, Greer, Jordan, Mims, Oliver, Pegram, Phelan, Quin, Taylor, Tahafferro, Thames, and Wilson—16.

NAYS—Messrs. Buck, Ellett, Gordon, Huie, Lucket, McLain, Moore and Starke—8.

Mr. McLain raised the following point of order :

The bill before the Senate is out of order, in that it proposes to authorize the appropriation of certain funds now in the Treasury to an entirely different object from that to which it is to be applied, according to the provisions of a law passed at the present session of the Legislature, thereby making a material change in a law in no way connected with the act to which the bill now pending is a supplement ; and is out of order according to the decision of the President of the Senate, ruled at this session upon a similar question.

On motion of Mr. Starke,

The bill and the point of order were laid on the table and made the special order for three o'clock, P. M.

Mr. Moore, by leave, introduced a bill entitled "an act to authorize the Auditor of Public Accounts to draw his warrant upon the Treasurer in favor of G. T. Duck, Captain of the Quitman Light Infantry,"

Which was read twice under a suspension of the rule.

Mr. McLain offered the following amendment:

Amend by additional section—

Sec. —. Be it further enacted, That the provisions of this bill apply also to the company in the same expedition from this State known as the Enterprise Guards, and that Captain John O'Ferrell is authorized to draw the funds for the same and distribute the same among the members of his company, and that the provisions of this bill shall also apply in all respects to the Ben Bullard Rifles, which company was in the same expedition.

Mr. Brown offered the following amendment to the said amendment :

Amend the amendment by adding, and also to the Copiah Guards, commanded by Captain Norman, who is authorized to draw two thousand dollars and distribute the amount pro rata to the men of his company.

Mr. Chrisman moved to lay the bill and amendments on the table, which motion was lost by the following vote :

YEAS—Messrs. Brown, Buck, Chrisman, Ellett, Quin, Taylor, and Thames—7.

NAYS—Mr President, Messrs. Davis, Griffin, Greer, Huie, Jordan, Luckett, McLain, Mims, Moore, Oliver, Pegram, Phelan, Starke and Taliaferro—15.

On motion of Mr. Starke,

The bill and amendments were referred to a select committee, consisting of Messrs. Moore, Buck and McLain.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House of Representatives has passed bills with the following titles, in which the concurrence of the Senate is desired :

A bill entitled an act to legalize the assessment roll of Wayne county, and for the relief of the Assessor of Taxes of said county.

An act for the relief of Wm. Rice Hooker, a minor of Hinds county.

An act to grant public lands to the Gulf and Ship Island Railway Company, and for other purposes.

An act to be entitled an act to limit the amount of the levy of the county tax for Greene county, for general purposes.

A bill to be entitled an act to incorporate the town of Goodman in the county of Holmes.

A bill to be entitled an act to remove the civil disabilities of Knight Edwards, of Choctaw county, so far as to render him legally qualified to act as executor of the last will and testament of his father, Edward Edwards, deceased, late of Choctaw county.

A bill to be entitled an act to make Hauskapuckanee river navigable.

A bill to be entitled an act to authorize the owners of lands in the front road on the Mississippi river, in Bolivar county, to erect gates in said road.

A bill to be entitled an act to appropriate money to arm and equip Captain Tucker's company of Southern Rangers of Monroe county.

An act to change the time of holding the Probate Court of Pike county.

Mr. Starke, by leave, introduced

A bill entitled "an act to amend an act entitled an act to suspend the collection of the ten cent levee tax in certain counties," which was read twice under a suspension of the rule, and,

On motion of Mr. Buck,

Was laid on the table, and made the special order for half-past three o'clock, P. M.

Mr. McLain moved to take up House messages,

Which motion was lost.

Mr. Starke, by leave, introduced

A bill entitled "an act to authorize a tax to be levied on gates on public roads in the counties of Bolivar, Washington and Issaquena."

On motion of Mr. Starke,

The rule was suspended, the bill read a second and third time and passed,

The title standing as stated.

Mr. Moore, from the Committee on Enrolled Bills, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on Enrolled Bills have had under consideration the following bills, to wit: An act for the relief of Wm. B. Wynn, minor heir of Wm. Wynn, deceased; and an act supplemental to an act passed at the present session of this Legislature entitled an act to provide for the establishment of hospitals for the Mississippi troops, and for other purposes, and on examination have found the same properly enrolled.

On motion of Mr. Starke,

The Senate proceeded to consider the House messages.

A House bill entitled an act for the relief of W. G. Martin, of Lafayette county, was read three several times under a suspension of the rule and passed, on motion of Mr. McLain.

A House bill entitled an act to remove the disabilities of Caroline V. Odeneal, a minor, and widow of James P. Odeneal, was read, and,

On motion of Mr. Wilson,

Was indefinitely postponed.

A House bill entitled an act for the relief of A. J. Walker, of Calhoun county, was read twice under a suspension of the rule, on motion of Mr. Davis.

Mr. Griffin offered the following amendment to said bill, which was adopted :

Amend by adding before the word "warrant" the word "duplicate."

On motion of Mr. Davis,

The rule was suspended, the bill read a third time and passed as amended,

The title standing as stated.

On motion,

The Senate adjourned until 3 o'clock, P. M.

THREE O'CLOCK, P. M.

Senate met pursuant to adjournment.

Mr. Chrisman, by leave, called from the House messages a House bill entitled an act to change the time of holding the Probate Court of Pike county,

Which was read.

On motion of Mr. Chrisman,

The bill was read three times under a suspension of the rule, and passed,

The title standing as stated.

On motion of Mr. Starke,

The special order for this hour was taken up, to wit: The point of order raised by Mr. McLain in relation to a bill offered by Mr. Chrisman, entitled "an act to authorize the Governor of this State to appropriate certain moneys in his hands to defray the expenses of preparing and issuing Treasury Notes to be advanced upon cotton."

Whereupon the Chair sustained the point of order raised by Mr. McLain.

Mr. Oliver appealed from the decision of the Chair, and the Chair was sustained by the following vote:

YEAS—Mr President, Messrs. Buck, Davis, Ellett, Griffin, Greer, Gordon, Hale, Jordan, Lockett, McLain, Mims, Mone, Oliver, Pegram, Phelan, Taylor and Thames—19.

NAYS—Messrs. Brown, Chrisman, Cummings, Quin, Starke, and Wilson—6.

Mr. Buck called up the special order for this hour, to wit: An act to amend an act entitled an act to suspend the collection of the ten cent levee tax in certain counties.

Mr. Buck offered the following amendments, which were adopted:

Amend section one, eighth line, by adding after the word "tax" the words "the collection of which was."

Amend section one by adding after the word "assessed," in the twelfth line, the words "and became due and payable."

Mr. Buck offered the following other amendments:

Amend by additional section, as follows:

Sec. 3. *Be it further enacted*, That no tax shall hereafter be assessed or collected under the 21st section of an act approved December 2, 1858, and entitled "an act to aid in repairing and perfecting the levee of the Mississippi river in the counties of De-Soto, Tunica, Coahoma Bolivar, Washington and Issaquena," and that said section and all action under or by virtue of it, shall be suspended until one year next after the close of the present war.

Sec. 4. *Be it further enacted*, That hereafter no collector of the levee tax shall receive over the sum of one thousand dollars for the collection of said tax.

On motion of Mr. Starke,

The bill and amendments were laid on the table, and,

On his further motion,

The vote laying the same on the table was reconsidered.

Mr. Buck withdrew the two last amendments offered by him.

Mr. Buck offered the following amendment :

Amend by additional section :

Sec. 4 *Be it further enacted*, That all moneys hereafter received or collected under, or by virtue of the provisions of the 21st section of an act entitled "an act to aid in repairing and perfecting the levee of the Mississippi river in the counties of DeSoto, Tunica, Claiborne, Bolivar, Washington and Issaquena, approved Dec. 2d, 1858, shall be exclusively appropriated by the Boards of Police of the several counties in which it is collected, to constructing, building or repairing the levee laid off and approved by or under the order of the Board of Levee Commissioners, created by the act in which said 21st section is contained, and is part of, and shall be used for no other purpose, or in the construction, building or repairing of no other levee whatever, any provision of the twenty-first section to the contrary notwithstanding.

Said amendment was adopted.

On motion of Mr. Starke,

The rule was suspended, the bill considered engrossed, read a third time, and passed as amended,

The title standing as stated.

The following message was received from the Governor :

EXECUTIVE OFFICE, }
Jackson Miss., Jan. 22, 1862. }

Gentlemen of the Senate :

I herewith enclose you petitions for the release of forfeiture in the case of the State of Mississippi vs. Henry Jones and securities, and the State of Mississippi vs. John Willis and security, and respectfully ask your advice and consent in the remission of the same.

JOHN J. BETTUS.

The following message was received from the House of Representatives :

MR. PRESIDENT—

The House has passed bills with the following titles, in which the concurrence of the Senate is desired :

An act to amend an act entitled an act to charter the Holly Springs and Hickory Flat Plankroad or Turnpike Company.

A bill to be entitled an act to authorize the Judge of Probate in the county of Scott to hold a Probate Court in said county the first Monday in each month.

An act for the benefit of Capt. Lewis Ball's company of Pontotoc county of Southern rangers, "the Southern Rejecters of Abe the First."

On motion of Mr. Chrisman, the Senate proceeded to consider the House messages.

A House bill entitled "an act to suspend for a limited period some of the provisions of article 4, chapter 9, of the Code, so far as they relate to the county of Marion," was read.

On motion of Mr. Chrisman,

The rule was suspended, the bill read three several times, and passed by the following vote:

YEAS—Mr. President, Messrs. Chrisman, Cummings, Davis, Griffin, Greer, Jordan, McLain, Mims, Moore, Pegram, Phelan, Quinn, Starke, Taliaferro and Thames—16.

NAYS—Messrs. Ellett, Gordon, Huie, Luckett and Oliver—5.

Mr. Greer called from the House messages, out of its order, a House bill entitled "an act to amend an act entitled an act to charter the Holly Springs and Hickory Flat Plankroad or Turnpike Company."

On motion of Mr. Greer,

The rule was suspended, the bill read a second time by title, and referred to a select committee, consisting of Messrs. Greer, Pegram and Wilson.

On motion of Mr. Mims,

The consideration of the House messages was postponed.

And, on his further motion,

The Senate took up the Governor's message, asking the advice and consent of the Senate in release of forfeiture in case of the State of Mississippi vs. Henry Jones and securities and John Willis and security.

Mr. Starke moved that the Senate advise and consent to the first of said forfeitures.

On motion of Mr. Buck, said vote was reconsidered, and,

On his further motion,

The Senate advised and consented to the release of all but one thousand dollars of the forfeiture in said case.

Mr. Moore moved that the Senate advise and consent to the release of forfeiture in the other case alluded to in the Governor's message.

Mr. Oliver offered the following proviso,

Which was adopted:

Provided, The parties released from the forfeiture shall first pay all costs of prosecution that may have been incurred in the prosecution of the case and in taking the forfeiture hereby ordered to be released.

On which Mr. Ellett moved the previous question, which was sustained.

Mr. Moore's motion was then lost.

On motion of Mr. Ellett,

The Senate adjourned until to-morrow morning, 9 o'clock.

THURSDAY, January 23d, 1862.

Senate met pursuant to adjournment.

The journal of yesterday was read and approved.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House of Representatives has passed bills with the following titles, in which the concurrence of the Senate is desired :

A bill to be entitled an act for the benefit of widows, and for other purposes.

A bill to be entitled an act making certain appropriations therein named.

A bill to be entitled an act to complete the arming and equipping of Captain J. M. Norman's cavalry company now on the sea-coast.

A bill to be entitled an act to revise a charter for Bridge and Turnpike granted to J. D. Brooks, in 1856.

A bill to be entitled an act to defray the funeral expenses of the late Col. S. M. Phillips.

An act in relation to the landing of freight from steamboats at landings on the Mississippi, within the limits of this State.

A bill to be entitled an act to amend an act entitled an act to incorporate the town of Oakland, in Yallobusha county, approved February 28, 1848.

A bill to be entitled an act to provide for an appropriation of five thousand dollars to purchase pistols and sabres for the Tishomingo Rangers, a company raised for the war.

A resolution giving a data for the valuation of negroes, under an act of Congress passed Aug. 1st, 1861.

On motion of Mr. Chrisman,

The vote refusing to advise and consent to the release of forfeiture in the case of the State vs. John Willis and security, was reconsidered.

Mr. Ellett, from the Judiciary Committee, made the following report,

Which was received and agreed to .

MR PRESIDENT—

The Committee on the Judiciary, to whom was referred a bill entitled "an act for the relief of Amos P. Evans, of Wayne county," have considered the same and have instructed me to report back the said bill and to recommend its passage.

On motion of Mr. Ellett,

The bill referred to was taken up, and read three several times under a suspension of the rule, and passed,

The title standing as stated.

Mr. Greer, from a select committee, made the following report, which was received and agreed to :

MR PRESIDENT—

The select committee, to whom was referred House bill entitled "an act to amend an act entitled an act to charter the Holly Springs and Hickory Flat Plankroad and Turnpike Company," have had the same under consideration and have instructed me to report the same back to the Senate, with two amendments, and recommend that the bill as amended do pass.

On motion of Mr. Greer, the bill referred to was taken up.

The following are the amendmen's reported by the committee :

Amend section one by striking out all after the words "Marshall county," in the fifteenth line, to the word "and" in the seventeenth line, and strike out all after the words "Carver's mill bridge," in the nineteenth line of said first section, to the word "five," in the twentieth line.

Said amendments were adopted.

On motion of Mr. Greer,

The rule was suspended, the bill read a third time and passed as amended,

The title standing as stated.

Mr. Jordan, from the Committee on Claims, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on Claims have had under consideration a bill to be entitled an act allowing one month's pay to Drs. Vaughan and Dickinson, as surgeons to the Mississippi detachment of troops lately stationed at Pensacola, Fla., and have instructed me to report that the same do pass.

On motion of Mr. Jordan, the bill referred to was taken up.

Mr. McLain offered the following amendment :

Amend by inserting after the words Drs. Dickinson and Vaughan, in section first, the following : And that Doctors A. V. Woolverton and William R. Mosely, who acted as assistant surgeons to the Mississippi troops in Florida, in connection with the above named Doctors Vaughan and Dickinson, be allowed each one hundred dollars for their services rendered in the capacity of assistant surgeons.

On motion of Mr. Buck, the bill and amendments were laid on the table.

Mr. Ellett introduced the following joint resolutions, to wit :

Resolutions respecting the Planters' and Union Bank Bonds.

1. *Resolved by the Legislature of the State of Mississippi,* That the bonds of the State issued to take stock in the Planters' Bank, are legal and binding obligations of the State of Missis-

issippi, issued in conformity with the then existing constitution and laws, and distinctly recognized as such by the present constitution of the State, and that it is the duty of the Government and people of the State to provide for the payment or adjustment of the principal and interest of the said debt at the earliest practicable period.

2. *Resolved, further.* That notwithstanding the firm conviction of a majority of the people of the State, repeatedly expressed, that the bonds issued on account of the Union Bank were issued in violation of the fundamental law of the State, and were therefore absolutely void; yet, in view of the facts that the said bonds were issued and disposed of by the authorized agents of the State, and that many of them probably came into the hands of innocent holders for value, without notice of the alleged illegality, a due regard to the honor and character of our State, and a proper respect for the opinions of the world, should prompt the State to deal with these obligations in a spirit of liberality and justice, and to accede to some reasonable arrangement, to take effect after the close of the present war, whereby the holders may be satisfied, and the State relieved of the claims that now rest against it.

3. *Resolved, further,* That the Governor be, and he is hereby authorized and requested to enter into a correspondence with the holders of the said bonds, issued on account of the Planters' and Union Banks, or with any authorized agent representing said holders, and to ascertain, as near as possible, upon what terms and conditions the same can be adjusted, and to what time the payment of the said debt can be extended, and that he be requested to report to the Legislature, at the next session, the result of the said correspondence, with such recommendations as he may think proper.

On motion of Mr. Oliver, said resolutions were laid on the table by the following vote :

YEAS—Mr President, Messrs. Brown, Chrisman, Cummings, Greer, Jordan, Mims, Neely, Oliver, Pegram, Taylor, Taliaferro, Thames and Wilson—14.

NAYS—Messrs. Buck, Davis, Ellett, Griffin, Huie, Lockett, McLain, Moore, Quin and Starke—10.

Mr. Davis, by leave, introduced

A bill entitled "an act supplemental to an act passed at the present session, entitled an act to incorporate the Bank of Jackson,"

Which was read twice under a suspension of the rule.

Mr. Drane offered the following amendment :

Amend first section by adding after the word "county," in the sixth line, the words "Bankston, in Choctaw county."

On motion of Mr. Luckett, the bill and amendments were laid on the table.

Mr. Phelan asked leave to record his vote in the affirmative on the motion laying on the table the resolutions entitled "resolutions respecting the Planters' and Union Bank bonds."

Mr. Greer asked leave to record his vote in the negative on the same motion.

On motion of Mr. Luckett,

Both of said Senators were allowed to record their votes as requested, which they accordingly did.

Mr. Ellett, by leave, called from the House messages a Senate bill entitled "an act to amend the sixty-second chapter of the Revised Code, entitled an act in relation to Chancery Courts, and for other purposes," with House amendments thereto, in which the Senate refused to concur and the House insisted on the same.

On motion of Mr. Ellett,

The Senate adhered to their disagreement to said House amendment to said bill, and asked a Committee of Conference.

Mr. Ellett also called from House messages a House bill entitled "an act to suspend for a limited period the operations of the provisions of the fifty seventh chapter of the Revised Code, entitled an act for the limitation of actions, and for other purposes," with a Senate amendment thereto, in which the House refuses to concur.

On motion of Mr. Ellett,

The Senate insisted on its said amendment and asked a Committee of Conference.

The President appointed Messrs. Ellett, Buck and Wilson as a Committee of Conference on the part of the Senate to consider both of said bills.

Mr. Buck, from the Committee on the Judiciary, made the following report,

Which was received and agreed to :

MR. PRESIDENT :

The Committee on the Judiciary, to whom was referred a bill entitled "an act to give effect to the revenue laws and quit claims under tax collector's sales," have had the same under consideration and have instructed me to report the accompanying bill as a substitute and recommend its passage.

On motion of Mr. Buck, the bill referred to was taken up.

The following is the substitute referred by the committee, which was adopted :

A bill to be entitled an act to amend the laws relative to tax sales and deeds.

Section 1. *Be it enacted by the Legislature of the State of Mississippi*, That hereafter, whenever any person shall lose or be

dispossessed of any lands claimed or held under any tax sale or deed, by the order, judgment or decree of any court in this State, on the ground of illegality in such tax sale ordered or assessment of the tax, such person shall be entitled to receive of the party to whom such lands are adjudged or decreed, all the taxes, State, county and special, paid on the lands by the said party losing the same, or the party under whom he or she may claim, with ten per cent. interest thereon, unless said tax or taxes have also been paid by the party recovering the lands, or by those under whom the claims, and the court in which the title to said land is contested; shall, at the time of such trial, allow the party entitled thereto, the taxes so paid out and the same shall be a special lien in said lands, and may be enforced in the same manner as allowances for improvements, in actions of ejectment, now are.

Sec. 2. *Be it further enacted*, That this act be in force from and after its passage.

Mr. Buck offered the following amendment to said substitute:

Amend by additional section:

Séc. 3. *Be it further enacted*, That the deeds of tax collectors of this State, or certified copies of the record thereof, heretofore, or hereafter to be made for property sold by them as such, for taxes, State, county, or special, alleged to be due thereon, shall be received in the courts of this State as prima facie evidence that the taxes, for the non-payment of which the sale was made, were due and duly assessed, that the land was liable to be held for the payment thereof, and that all the preliminary requisites for authorizing its sale had been complied with, and that it had been complied with, and that it had been legally sold and conveyed, and that the interest of all parties interested in the same was conveyed by said deed.

Mr. Ellett offered the following amendment to the amendment, which was adopted:

Amend the amendment by striking out the words "heretofore or," in the third line,

Mr. Buck's amendment was then adopted as amended.

Mr. Griffin offered the following amendment,

Which was rejected:

Amend by additional section:

And be it further enacted, That the original purchase money, together with ten per cent. interest, shall be preferred, and that all purchasers holding under tax titles, who have improved such tax lands after the time for redemption shall have expired, shall be entitled to reasonable compensation for all such improvements, etc.

On motion of Mr. Buck,

The bill was considered engrossed, the rule suspended, and the bill read a third time and passed as amended,

The title standing as stated.

Mr. Buck, by leave, introduced

A bill entitled "an act to provide for leveeing township fourteen, of range one, east, in Warren county."

Which was read twice under a suspension of the rule.

Mr. Buck offered the following amendment,

Which was adopted :

Amend section two by adding the following proviso :

Provided, That the proprietors of said lands, or, in their absence, their agents, or the overseers of their plantations situated in said levee district, shall constitute a Levee Board for the purpose of deciding all exceptions, which may be taken by any party interested, to the action of said Superintendent ; and said Board shall have full power to hear and determine all exceptions to any act of said Superintendent, and shall have power, by the vote of a majority of all the proprietors, their agents or overseers, to set aside or confirm the action of such Superintendent. Whenever any exception shall be taken to the action of said Superintendent, the matter excepted to shall be suspended until decided by the Board, and the Superintendent shall forthwith call the Board together, to meet at Briarfield, giving each member written notice of the time and objects of the meeting, to disprove of the exception.

Amend section three by the following proviso :

Provided, That no sale of lands shall be made by said Superintendent until said sale shall be approved by a majority of said Levee Board, and that all persons whose lands are sold under this act shall have two years to redeem the same, by refunding the purchase money with ten per cent. interest thereon. *Provided, further*, if the lands of a minor are sold, he or she shall have until two years after arriving at the age of twenty-one years to redeem the same in.

On motion of Mr. Buck,

The bill was considered engrossed, the rule suspended, the bill read a third time and passed as amended,

The title standing as stated.

The following message was received from the Governor, through his Private Secretary, John H. Echols :

EXECUTIVE OFFICE, }
Jackson, January 23, 1862. }

MR. PRESIDENT—

His Excellency the Governor has signed and approved the following Senate bills :

An act supplemental to an act passed at the present session of this Legislature, entitled an act to provide for the establishment of hospitals for the Mississippi troops, and for other purposes.

An act to amend the fifth section, chapter three, of the Revised Code.

An act in relation to the Private Secretary of the Governor, and for other purposes.

An act for the relief of the minor heirs of Mrs. E. S. Brungard, deceased, and for other purposes.

An act for the relief of Wm. B. Wynn, minor heir of Wm. Wynn, deceased.

An act to amend chapter sixty, Revised Code, entitled an act providing for the establishment of the Probate Court, and for prescribing the manner of proceeding therein.

Mr. Moore offered the following resolution :

Resolved, That the Senate advise and consent to the remission of the forfeiture in the case of the State vs. Willis and securities, alluded to in the message of the Governor sent in on yesterday, so far only as the judgment of forfeiture effects the securities of said Willis.

Mr. Chrisman moved the previous question, which was sustained, and the resolution was adopted.

The following message was received from the House of Representatives :

MR. PRESIDENT—

The House of Representatives has passed House bill with the following title,

In which the concurrence of the Senate is desired :

An act to direct the Register to sell certain lands to Thomas S. Red.

Also, Senate bill entitled an act to legalize and confirm the sale of certain lands in Neshoba county.

Mr. Ellett offered the following resolution,

Which was adopted :

Resolved, That during the remainder of the session, it shall not be in order for any Senator to speak more than five minutes at any one time.

On motion of Mr. Davis, the Senate proceeded to the consideration of the House messages.

A House bill entitled an act to remove the civil disabilities of Knight Edwards, of Choctaw county, so far as to render him legally qualified to act as executor of the last will and testament of his father, Edward Edwards, late of Choctaw county,

Was read three several times under a suspension of the rule, and passed,

The title standing as stated.

A joint resolution entitled, "joint resolution authorizing the State Librarian to purchase certain books,"

Was read.

On motion of Mr. McLain,

The rule was suspended, the resolution read a second time by title and referred to the Committee on the State Library.

A House bill entitled an act to repeal the gallon law so far as it relates to the town of Enterprise, in the county of Clarke,

Was read twice under a suspension of the rule, on motion of Mr. McLain.

Mr. McLain offered the following amendment, which was adopted :

Amend by striking out all after the enacting clause of section two, and substitute the following :

That this act shall take effect so soon as it is ascertained by the municipal authorities that said town of Enterprise has the number of inhabitants prescribed by the above recited act of the Revised Code, before the corporate authorities of any town or city in this State are authorized to grant license to sell intoxicating liquors in less quantities than one gallon.

On motion of Mr. McLain,

The rule was suspended, the bill read a third time and passed as amended,

The title standing as stated.

A House bill entitled an act to authorize Presidents of Boards of Trustees and School Commissioners, to qualify their own bodies, was,

On motion of Mr. Wilson,

Read three several times under a suspension of the rule, and passed,

The title standing as stated.

A House bill entitled an act to arm and equip Captain E. G. Wheeler's cavalry company, the Polk Rangers, now in camp at Columbus, Ky., was,

On motion of Mr. Davis,

Read twice under a suspension of the rule.

Mr. Chrisman moved to lay the bill on the-table, which motion was lost, and,

On motion of Mr. Chrisman,

The bill was referred to a select committee of three, consisting of Messrs. Chrisman, Davis and Buck.

On motion,

The Senate adjourned until three o'clock, P. M.

THREE O'CLOCK, P. M.

Senate met pursuant to adjournment.

Mr. Cummings, by leave, introduced a bill entitled "an act to repeal hawking and peddling,"

Which was read.

On motion of Mr. Cummings,

The rule was suspended, the bill read a second time by title, and,

On motion of Mr. Huie,

Was referred to a select committee, consisting of Messrs. Huie, Cummings and Wilson.

Mr. Gordon called from the table a House bill entitled "an act to amend an act to amend and reduce into one the act incorporating the city of Natchez and the several acts amendatory thereto," approved December 1st, 1854,

Which was read the third time under a suspension of the rule, and passed,

The title standing as stated.

Mr. Brown, by leave, introduced a bill entitled "an act for the relief of Thomas E. Lewis,"

Which was read.

On motion of Mr. Brown,

The rule was suspended, the bill read a second and third time.

Mr. Wilson moved to indefinitely postpone the bill, which motion was lost.

The question then recurred on the passage of the bill, and the same passed,

The title standing as stated.

Mr. Quin, by leave, introduced a bill entitled "an act for the relief of L. D. Rhodes, Sheriff of Rankin county,"

Which was read.

On motion of Mr. Quin,

The rule was suspended, the bill read a second and third time, and passed,

The title standing as stated.

On motion of Mr. Mims, the Senate proceeded to take up the House messages.

A House bill entitled "an act for the relief of Hugh E. McDonald, of Neshoba county,"

Was read three several times under a suspension of the rule, and passed,

The title standing as stated.

A House bill entitled "an act for the relief of Wm. Rice Hooker, a minor of Hinds county," was read three several times under a suspension of the rule, on motion of Mr. Brown, and passed,

The title standing as stated.

A House bill entitled "an act for the relief of W. F. Stearnes, T. J. Wharton, and the estate of D. Mayes,"

Was read three several times under a suspension of the rule, on motion of Mr. Mims, and passed by the following vote :

YEAS.—Messrs. Buck, Chrisman, Davis, Ellett, Gordon, Huie, Jordan, Lockett, McLain, Mims, Moore, Pegram, Phelan, Quin, Starke, Taliaferro, Thames and Wilson—19.

NAYS.—Mr President, Messrs. Cummings, Griffin, Greer, Neely, and Oliver—6.

A House bill entitled "an act supplemental to an act passed at the present session of the Legislature, entitled an act authorizing the issuance of Treasury Notes as advances upon cotton," was,

On motion of Mr. Chrisman,

Read a second time under a suspension of the rule.

Mr. Chrisman offered the following amendment:

Amend by striking out third and fourth sections.

The amendment was adopted by the following vote:

YEAS—Mr. President, Messrs. Brown, Chrisman, Cummings, Griffin, Greer, Mims, Oliver, Pegram, Phelan, Quin, Taylor, Taliaferro, Thames and Wilson—15.

NAYS—Messrs. Buck, Davis, Ellett, Gordon, Huie, Jordan, Luckett, McLain, Moore, Neely and Starke—11.

Mr. Chrisman moved that the rule be suspended, and the bill put upon its third reading.

The following is the vote on said motion:

YEAS—Mr. President, Messrs. Brown, Chrisman, Cummings, Griffin, Greer, Huie, Jordan, Mims, Oliver, Pegram, Phelan, Quin, Starke, Taylor, Taliaferro, Thames and Wilson—15

NAYS—Messrs. Buck, Davis, Ellett, Gordon, Luckett, McLain, Moore and Neely—8.

Four-fifths of the Senate not having voted to suspend the rule, the motion was lost.

On motion of Mr. Chrisman,

The bill was ordered to a third reading to-morrow at ten o'clock, A. M.

A House bill entitled "an act for the benefit of widows and for other purposes," on motion of Mr. Davis, was read twice under a suspension of the rule, and referred to a select committee, consisting of Messrs. Ellett, Phelan and Buck.

A House bill entitled "an act to authorize the Judge of Probate in the county of Scott to hold a Probate Court in said county the first Monday in each month," on motion of Mr. Luckett, was read three several times under a suspension of the rule, and passed,

The title standing as stated.

A House bill entitled "an act for the benefit of Captain Lewis Ball's company of Pontotoc county, the Southern Rejecters of Abe the First," on motion of Mr. Wilson, was read twice under a suspension of the rule, and,

On motion of Mr. Chrisman,

Was laid on the table.

A House bill entitled "an act to incorporate the town of Good-

man, in the county of Holmes," on motion of Mr. Huie, was read three several times under a suspension of the rule, and,

On motion of Mr. Jordan,
Was indefinitely postponed.

A House bill entitled "an act to authorize the owners of lands in the front road on the Mississippi river, in Bolivar county, to erect gates on said road," on motion of Mr. Jordan, was read three times under a suspension of the rule and passed, the title standing as stated.

A House bill entitled "an act to appropriate money to arm and equip Capt. Tucker's company of Southern Rangers, of the county of Monroe, on motion of Mr. Jordan, was read twice under a suspension of the rule, and,

On motion of Mr. Chrisman, was laid on the table.

A House bill entitled "an act to make Hushapuckanee river navigable," was read, and,

On motion of Mr. Buck, was laid on the table.

A House bill entitled "an act to limit the amount of levy of the county tax for Green county for general purposes," on motion of Mr. McLain, was read three times under a suspension of the rule, and passed,

The title standing as stated.

A House bill entitled "an act to legalize the assessment roll of Wayne county, and for the relief of the assessor of taxes of said county," on motion of Mr. Oliver, was read a second time under a suspension of the rule, and,

On motion of Mr. Buck,

The rule was suspended, the bill read a third time and passed,

The title standing as stated.

A House bill entitled "an act to grant public lands to the Gulf and Ship Island Railroad Company, and for other purposes," on motion of Mr. Quin, was read twice under a suspension of the rule, laid on the table, and made the special order for seven o'clock, P. M.

On motion of Mr. Moore,

The vote passing an act to authorize the owners of lands on the front road on the Mississippi river in Bolivar county, to erect gates on said road, was reconsidered.

On motion of Mr. Starke, the said bill was laid on the table.

On motion of Mr. Huie,

The Senate adjourned until 7 o'clock, P. M.

SEVEN O'CLOCK, P. M.

The Senate met pursuant to adjournment.

Mr. Greer moved to reconsider the vote passing an act to amend an act entitled an act to charter the Holly Springs and Hickory Flat Plankroad or Turnpike Company, and the motion

prevailed : and, on his further motion, the vote passing the bill to its third reading, was also reconsidered.

Whereupon Mr. Greer offered the following amendment, which was adopted :

Amend by striking out the first section and insert the following :

Section 1st. *Be it enacted by the Legislature of the State of Mississippi*, That the Holly Springs and Hickory Flat Plank-road or Turnpike Company shall have power and authority to put up and keep toll gates on either side of Tippah river, so far as to compel all persons crossing said river within three miles, either above or below, where said Turnpike road crosses, to pay toll to said Turnpike Company at the rates fixed in the charter, except the citizens of Marshall county, who shall be permitted to cross on a bridge at Carver's mill, free of charge, and all the citizens of Marshall county who live on the east side of Tippah river, shall be permitted to cross said turnpike free of charge.

On motion of Mr. Greer,

The bill was read a third time under a suspension of the rule, and passed as amended,

The title standing as stated.

A House bill entitled "an act to provide for an appropriation of five thousand dollars to purchase pistols and sabres for the Tishomingo Rangers, a company raised for the war," was read.

On motion of Mr. Taylor,

The rule was suspended, the bill read a second time by title.

Mr. Chrisman offered the following amendment :

Amend by adding—

Provided, That before the issue of said warrant the captain of said company shall make and submit to the Governor a contract for the purchase of the arms contemplated by this bill, and if the Governor shall approve the same, said warrant may issue, otherwise it shall not.

Upon which Mr. Buck moved the previous question, which was sustained.

Mr. Chrisman's amendment was lost by the following vote :

YEAS—Messrs. Brown, Buck, Chrisman, Lockett, and Quin—5.

NAYS—Mr President, Messrs. Cummings, Davis, Ellett, Griffin, Greer, Gordon, Huie, Jordan, McLain, Wims, Moore, Oliver, Pegram, Phelan, Starke, Taylor, Taliaferro, Thames and Wilson—20.

On motion of Mr. Griffin,

The rule was suspended, the bill read a third time and passed,

The title standing as stated.

On motion of Mr. Quin,

The special order was taken up, to wit: An act to grant public lands to the Gulf and Ship Island Railway Company, and for other purposes.

Mr. Buck moved that the further consideration of the bill be postponed, and made the special order for to-morrow at 10 o'clock, A. M., which motion was lost.

Mr. Chrisman offered the following amendment:

Amend by striking out the words "as now located," in fifth line of the first section.

On motion of Mr. McLain, said amendment was laid on the table.

On motion of Mr. Quin,

The rule was suspended, the bill read a third time and passed by the following vote:

YEAS—Mr President, Messrs. Brown, Davis, Griffin, Greer, Gordon, Huie, Jordan, Luckett, McLain, Moore, Pegram, Phelan, Quin, Starke and Thames—16.

NAYS—Messrs. Chrisman, Cummings, Ellett, Mims, Oliver, Taylor and Wilson—7.

The title of the bill stands as stated in the bill.

Mr. Oliver offered the following resolution:

Resolved by the Senate, (the House concurring,) That the money received from the Confederate States, or may hereafter be received, in payment for funds advanced by the State of Mississippi in furnishing arms and equipments of soldiers in the Confederate service, may be used by the Governor in purchasing arms and munitions of war for the defense of this State or of the Confederate States, provided that the Governor should not be able to procure a sufficient amount under the provisions of an act passed at the present session to pay the Confederate tax of this State.

On motion of Mr. Oliver,

The resolution was read three several times under a suspension of the rule.

Mr. Griffin offered the following amendment by way of rider:

That the Governor is hereby authorized to use said fund for whatever purpose he may deem proper and necessary.

On motion of Mr. Moore, the amendment was laid on the table by the following vote:

YEAS—Messrs. Brown, Chrisman, Davis, Ellett, Gordon, Huie, Jordan, Luckett, McLain, Moore, Oliver, Pegram, Phelan, Quin and Taylor—15.

NAYS—Mr President, Messrs. Cummings, Griffin, Greer, Starke, Thames and Wilson—7.

Mr. Chrisman offered the following amendment by way of rider:

Amend by adding after the words Confederate States and before the word provided, "or for securing the issue of the Treasury Notes to be advanced upon cotton."

Mr. Gordon moved to lay said amendment on the table, which motion was lost by the following vote:

YEAS—Messrs. Davis, Ellett, Gordon, Huie, Lockett, McLain, Moore and Sharke—9.

NAYS—Mr President, Messrs. Brown, Chrisman, Cummings, Griffin, Greer, Oliver, Pegram, Phelan, Quin, Taylor, Thames and Wilson—13.

Mr. Chrisman moved the adoption of the amendment,

Whereupon Mr. Ellett raised the point of order that riders are to be read three several days before they can be adopted, and that the rider pending cannot now be adopted without a suspension of the rule.

Pending the discussion of said point of order, the Senate adjourned until 9 o'clock, to morrow morning.

FRIDAY, January 24th, 1862.

Senate met pursuant to adjournment.

Prayer by Rev. Mr. McLain.

The journal of yesterday was read and approved.

The following message was received from the House of Representatives:

MR. PRESIDENT—

The House of Representatives has passed Senate bills with the following titles:

An act to provide compensation to Mrs. Lucy A. Burt, for extra services performed by the late E. R. Burt, during his official term as Auditor.

An act entitled an act to procure Agricultural and Mechanical Statistics, and to excite a spirit for Agricultural progress throughout the State.

Also, concurred in Senate resolution in relation to the women of the State of Mississippi, and the Confederate States.

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Resolution requiring the Keeper of the Capitol to distribute certain books to the Clerk of the Circuit Court of Warren county.

And have passed House bill with the following title,

In which the concurrence of the Senate is desired.

An act to extend the time for the payment of taxes in the office of the Auditor of Public Accounts, by persons owning property in counties in which they do not reside.

The House agreed to the appointment of a Committee of Conference to consider the disagreement between the two houses, upon the following entitled bill's :

An act to suspend for a limited period the operation of the provisions of the fifty-seventh chapter of the Revised Code, entitled an act for the limitation of actions.

An act to amend the sixty-second chapter of the Revised Code, entitled an act in relation to Chancery Courts.

The committee on the part of the House, are Messrs. Miller, of O., Hooker, of Hinds, Shields, Graham and Dantzler.

Mr. Starke moved to reconsider the vote passing the House bill entitled an act to grant public lands to the Gulf and Ship Island Railroad Company, and for other purposes,

Which was lost.

Mr. Buck asked leave to record his vote in the negative on the passage of said bill,

Which was granted him, and his vote was recorded as desired.

The following message was received from the House of Representatives :

MR. PRESIDENT—

The House of Representative have adopted a substitute for Senate resolution in relation to adjournment,

In which the concurrence of the Senate is desired,

On motion of Mr. Chrisman,

The special order, to-wit :

An act supplemental to an act passed at the present session of the Legislature entitled an act authorizing the issuance of Treasury Notes as advances upon cotton.

Said bill had been ordered to a third reading to-day at ten o'clock.

Mr. Starke offered the following amendment by way of rider :

Sec. — *Be it further enacted,* That it shall not be obligatory upon any Bank in this State to receive the Treasury Notes of the State in payment of debts, unless the said notes shall be at par with the notes issued by such Bank.

On motion of Mr. Chrisman,

Said amendment was laid on the table.

On motion of Mr. Chrisman,

The bill passed as amended,

The title standing as stated.

Mr. Huie, from the Committee on the Library, made the following report,

Which was received and agreed to :

MR. PRESIDENT—

The Committee on the Library, to whom was referred a resolution authorizing the Librarian to purchase certain books for the use of the State, have had the same under consideration, and have instructed me to report that from the want of time to examine the books referred to in said resolution, it is deemed inexpedient to recommend the purchase proposed, and therefore report said resolution back to the Senate, and ask to be discharged.

On motion of Mr. McLain,

The resolution referred to was taken up and read three several times, and,

On motion of Mr. Ellett,

The vote passing the same to its third reading was reconsidered.

Mr. Ellett offered the following amendment,

Which was adopted :

Amend by striking out "twelve," and inserting "one," and by striking out "five," and inserting "one."

On motion of Mr. McLain,

The rule was suspended, the resolution read a third time and passed as amended.

Mr. Ellett, from the Committee on the Judiciary, made the following report,

Which was received and agreed to :

MR. PRESIDENT—

The Committee on the Judiciary, who were instructed to inquire into the expediency of paying the Marshals appointed by the United States to take the census of 1860, and to report by bill or otherwise, have considered the subject, and have instructed me to report that it is inexpedient to adopt any legislation on that subject.

Mr. Ellett, from same Committee, made the following report,

Which was received and agreed to :

MR. PRESIDENT—

The Committee on the Judiciary, who were instructed to inquire into the expediency of changing the commencement of the fiscal year, and of increasing the compensation of tax assessors, and to report by bill or otherwise, have considered the subject, and have instructed me to recommend that no legislation should be adopted on those subjects.

Mr. Ellett, from same Committee, made the following report,

Which was received and agreed to :

MR. PRESIDENT—

The Committee on the Judiciary, to whom was referred a bill entitled an act to confirm the locations of swamp and overflowed lands in this State, have considered the same, and have instructed me to report back the said bill, and to recommend that the same do not pass.

Mr. Ellett, from same Committee, made the following report,
Which was received and agreed to :

MR. PRESIDENT—

The Committee on the Judiciary to whom was referred a bill entitled an act to authorize the Secretary of State to sell certain swamp and overflowed land, have considered the same, and have instructed me to report back the said bill, and to recommend that it do not pass.

Mr. Ellett, from same Committee, made the following report,
Which was received and agreed to :

MR. PRESIDENT—

The Committee on the Judiciary, who were instructed to report a bill, if in their judgment it is practicable, suppressing the existing practice by unincorporated companies and individuals issuing promises to pay in change for money, intended to operate as a circulating medium, have had the same under consideration, and have instructed me to report, that by the existing law, every person issuing such promises is liable to be indicted and fined in the sum of two hundred dollars for every promise or note so issued. The committee are of opinion that the penalties imposed by the existing law are amply sufficient, if enforced, to suppress the practice complained of, and that no further legislation on the subject is required.

Mr. Ellett, from same Committee, made the following report,
Which was received and agreed to :

MR. PRESIDENT—

The Committee on the Judiciary, to whom was referred a resolution to furnish Hon. D. C. Glenn, Confederate States Commissioner, with a set of Mississippi Reports, have considered the same, and have instructed me to recommend that the same do not pass.

Mr. Ellett offered the following joint resolution :

Resolution in relation to the public lands.

Whereas, It is important that authentic information should be obtained as to the extent of the public domain of the State of Mississippi, and that some provisions should be made by law for the disposition thereof: therefore,

Resolved by the Legislature of the State of Mississippi, That it shall be the duty of the Secretary of State to obtain from the officers of the several Land Offices in the State, full and correct

lists of all the public lands in the State not sold or disposed of, and to report the same to the next Legislature; and that it shall be the duty of the Register and other officers of the said Land Offices, on the application of the Secretary of State to make out and furnish to the said Secretary, full and correct lists of the numbers and subdivisions of all unsold public land in their respective districts, or contained in the books and records of their respective offices, so that the same may be laid before the Legislature as aforesaid.

On motion of Mr. Ellett,

The rule was suspended, the resolution read a second time and adopted.

Mr. Cummings, from a Select Committee, made the following report,

Which was received and agreed to:

MR PRESIDENT—

The Select Committee, to which was referred a bill to be entitled an act to repeal hawking and peddling, have had the same under consideration; and have instructed me to report the accompanying bill as a substitute, and to recommend its passage.

On motion of Mr. Cummings,

The bill referred to was taken up.

The following is the substitute reported:

A bill to be entitled an act to prevent hawking and peddling.

Section 1. *Be it enacted by the Legislature of the State of Mississippi,* That hereafter it shall not be lawful for any person to hawk and peddle within the limits of this State, and that all laws authorizing the issuance of any license for that purpose are hereby repealed:

Provided, That this act shall not apply to the peddling by any citizen of this State, of goods, wares or merchandise manufactured within the same.

Sec. 2. *Be it further enacted,* That any person violating the provisions of this act shall be liable to indictment, and upon conviction thereof, shall be fined in a sum not less than one hundred, nor more than five hundred dollars, and imprisoned in the county jail not more than three months.

On motion of Mr. Cummings,

Said substitute was adopted, the bill read a third time under a suspension of the rule and passed as substituted, the title standing as stated in the substitute.

Mr. Buck, from a Select Committee, made the following report,

Which was received and agreed to:

MR PRESIDENT—

Your Committee to whom was referred an act to arm and equip Capt. E. G. Wheeler's Cavalry Company, the Polk Rangers, now

in camp at Columbus, Kentucky, have had the same under consideration, and have instructed me to report the same back, and recommend its passage.

On motion of Mr. Buck,

The bill referred to was taken up and read a third time under a suspension of the rule and passed,

The title standing as stated.

Mr. Moore, from a Select Committee, made the following report,

Which was received and agreed to :

MR. PRESIDENT—

The Committee to whom was referred the bill to authorize the Auditor of Public Accounts to draw his Warrant upon the Treasurer in favor of J. L. Duck, Capt. Quitman Light Infantry, and the amendments proposed thereto, have considered the same, and have instructed me to advise the passage of the original bill and the two following amendments, to-wit :

The one in favor of the Enterprise Guards and Ben Bullard Rifles, and the one in favor of the Chickasaw Guards.

On motion of Mr. Moore,

The bill referred to was taken up.

The following are the amendments recommended by the committee:

1st. Amendment by additional section as follows :

Sec. — *Be it further enacted*. That the Auditor of Public Accounts is hereby authorized and instructed to draw his Warrant in favor of the Enterprise Guards, said Company having gone to Pensacola in the same expedition and served there one month under the command of Capt. J. W. O'Ferrell, for the sum of fifteen hundred dollars, to be paid out of the Treasury out of any money not otherwise appropriated, for the purpose of remunerating the members of said company for expenses necessarily incurred by them in the purchase of fatigue suits, blankets and other outfits for said expedition not furnished by the State, and that John W. O'Ferrell or Robert McLain, is authorized to draw and receipt for said Warrant and distribute said amount in due proportion among the members of said company who went to Pensacola in the above expedition.

2nd. And that the Auditor is further directed to issue his Warrant in favor of the Ben Bullard Rifles, for a like sum, to be paid out of any money not otherwise appropriated, and that Ben Bullard or M. C. Cummings is authorized to receipt for said Warrant.

3rd. Amend by adding the following additional section :

That the Auditor is hereby authorized to draw his Warrant on the Treasurer for the sum of two thousand dollars in favor of the Chickasaw Guards, amount expended in the purchase of clothing, blankets, fatigue uniforms, for camp equipage, tavern bills, &c.,

and that Capt. Tucker be, and he is hereby authorized to draw said funds, which funds are to be equally distributed.

Mr. Starke moved to lay the bill and amendments on the table,
The motion was lost.

Mr Brown moved the previous question,
Which was sustained.

On motion of Mr. McLain,
Said vote was reconsidered ; whereupon,
Mr. Mims offered the following amendment,
Amend by adding additional section :

Section — *Be it further enacted*, That before said Captain Duck and other Captains of Companies mentioned herein shall receive the Warrants authorized herein, they shall make and file in the office of the Quarter-master a satisfactory account and report, to be approved by the Governor and Quarter-master General, of the expenditure of said amounts for the purposes stated herein.

On motion of Mr. Greer,

The bill and amendments were indefinitely postponed.

The following message was received from the Governor, through John H. Echols, his Private Secretary :

EXECUTIVE OFFICE, {
Jackson, January 24th, 1862. }

MR PRESIDENT—

His Excellency the Governor, has approved and signed the following Senate Bill entitled,

An act to revise and reduce into one the Militia and Volunteer Laws of this State.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House of Representatives has passed Senate bills with the following titles :

A bill to be entitled an act for the benefit of James McAmis.

A bill to be entitled an act for the relief of Miles H. McGehee.

Also, Senate bill entitled an act to authorize a tax to be levied on gates erected on public roads in the counties of Bolivar, Washington and Issaquena, with amendments,

In which the concurrence of the Senate is desired.

On motion of Mr. Oliver,

Leave of absence was granted Mr. Davis, and,

On motion of Mr. Ellett,

Leave of absence was granted Mr. Gordon.

Mr. Christman moved to take up the substitute of the House for

the Senate resolution in relation to the adjournment of the Legislature.

Pending which,

On motion of Mr. Buck,

The Senate adjourned until 7 o'clock, P. M.

SEVEN O'CLOCK, P. M.

Senate met pursuant to adjournment,

On motion of Mr. Chrisman,

• The Senate took up the House substitute for the Senate resolution in relation to the adjournment of the two houses.

Mr. Chrisman moved to amend the said substitute by striking out "Wednesday, 29th," and inserting "Saturday, 25th,"

Which was adopted,

The substitute was then adopted as amended.

On motion of Mr. Oliver,

The Senate took up the special order, to-wit:

The point of order raised by Mr. Ellett, to the rider offered by Mr. Chrisman, to the resolutions offered by Mr. Oliver, which was pending when the Senate adjourned last night.

The Chair decided that it is not required to suspend the constitutional rule to read a rider as in case of bills, but that it may be read by simply passing from the first to the second; and from the second to the third reading.

Mr. Starke appealed from the decision of the Chair, and the said decision was sustained by the following vote :

YEAS—Mr President, Messrs. Brown, Chrisman, Cummings, Griffin, Greer, Jordan, Mims, Moore, Neely, Oliver, Pegram, Taliaferro and Wilson—14.

NAYS—Messrs. Luckett, McLain and Starke—3.

Mr. Chrisman's amendment by way of rider, was adopted by the following vote :

YEAS.—Mr President, Messrs. Brown, Chrisman, Cummings, Griffin, Greer, Huie, Mims, Oliver, Pegram, Taliaferro and Wilson—12.

NAYS.—Messrs. Buck, Ellett, Jordan, Luckett, McLain, Moore, Neely and Starke—8.

• Mr. Oliver's resolution offered as aforesaid,
Was adopted as amended.

Mr. Starke offered the following resolution,
Which was adopted :

Resolved, That a committee of three be appointed by the Pres-

ident of the Senate to revise the rules of the Senate, and report at the next regular session.

Mr. Moore, from the Committee on Enrolled Bills, made the following report :

MR. PRESIDENT—

The Committee on Enrolled Bills have examined the following bills, to-wit :

An act to legalize and confirm the sale of certain lands in Neshoba county.

An act to provide compensation to Mrs. Lucy A. Burt, for extra services performed by the late E. R. Burt, during his official term as Auditor.

An act to procure Agricultural and Mechanical Statistics and excite a spirit of Agricultural progress throughout the State.

An act for the relief of Edwin J. Coleman, a minor of Bolivar county, Mississippi, and for other purposes.

An act for the relief of John W. White, of Chickasaw county, and upon examination have found the same properly enrolled.

Mr. Mims, by leave, introduced a bill entitled an act supplemental to an act passed at the present session of the Legislature, entitled an act to revise and reduce into one the Militia and Volunteer Laws of this State.

On motion of Mr. Mims,

The bill was read three several times under a suspension of the rule and passed,

The title standing as stated.

On motion of Mr. Ellett,

The Senate proceeded to the consideration of the House messages :

A House bill entitled an act to extend the time for the payment of taxes in the office of the Auditor of Public Accounts by persons owning property in counties in which they do not reside,

On motion of Mr. Ellett,

Was read twice under a suspension of the rule.

Mr. Ellett offered the following amendment,

Which was adopted :

Amend the first section by adding thereto the following words to wit :

“And the Auditor shall transmit to the several collectors a list of such payments, by the first day of June following: *Provided however,* That nothing in this act contained, shall be understood or construed to extend or interfere with the time now allowed by law for the payment in the Auditor's office of that portion of the State tax known as the Military Fund, levied under the Ordinance of the State Convention, but all persons authorized and desiring to pay the said Military Fund Tax to the Auditor, shall pay the same on or before the last day of February next, and the Auditor

shall transmit to the several collectors a list of such payments by the first day of April next.

On motion of Mr. Ellett,

The rule was suspended, the bill read a third time and passed as amended.

A House bill entitled an act to amend an act entitled an act to incorporate the town of Oakland, in Yallobusha county, approved Feb. 28th, 1848, was,

On motion of Mr. Taliaferro,

Read three several times under a suspension of the rule and passed,

The title standing as stated.

A House bill entitled an act in relation to the landing of freight from steamboats at landings on the Mississippi river, within the limits of this State, was,

On motion of Mr. Buck,

Read three several times under a suspension of the rule and passed,

The title standing as stated.

A House bill entitled an act to defray the funeral expenses of the late Col. S. M. Philips, was,

On motion of Mr. Lockett,

Read three several times under a suspension of the rule and passed,

The title standing as stated.

A House bill entitled an act to revive a charter for a bridge and turnpike granted to J. D. Brooks, in 1856, was read three several times under a suspension of the rule and passed,

The title standing as stated.

The House amendments to Senate bill entitled an act to authorize a tax to be levied on gates erected on public roads in the counties of Bolivar, Washington and Issaquena, were concurred in by the Senate.

A House bill entitled a bill to be an act making certain appropriations therein named, was read twice under a suspension of the rule.

Mr. Greer offered the following amendments,

Which were adopted :

Art. 17. To V. A. W. Anderson, the sum of \$83 33, for services rendered as District Attorney pro tem., in the Criminal Court of Warren county.

Art. 18. To Charles T. Bradford, the sum of \$34 50, being witness fees allowed N. Drew and C. W. Standard, State witnesses in the case of the State vs. Mathews, allowed said witnesses by the Circuit Court of Issaquena county, and transferred by them to said Bradford.

Art. — To Samuel Livingston, Clerk, &c., for costs in State cases in the High Court of Errors and Appeals, wherein the State

was adjudged to pay the costs which have been decided since the 1st day of January, 1860, the sum of one hundred and seventy-three dollars and twenty-five cents, \$173 25.

Art. — To Mrs. Martha Kennan, for services of boy Jeffry, in attendance on Senate during present session, sixty-one days, and also fourteen days in fitting up Halls of the Legislature before the meeting of the same, and for paste furnished by the boy Jeffry, for the use of the Senate, amounting in all to the sum of one hundred and forty five dollars and fifty cents, \$145 50.

Mr. Wilson offered the following amendment,

Which was adopted :

Art. — To Mrs. Pearce for hire of negro man for cutting wood for State house for two months and eight days, at twenty-three dollars per month, making fifty-four dollars.

Mr. Cummings offered the following amendment,

Which was rejected :

Art. — To Reuben Myzzle, the sum of seventy-five dollars, to refund him for money spent by him in following and apprehending one R. H. Davis; the sum of seventy-five dollars.

Mr. Griffin offered the following amendment,

Which was adopted :

Amend by striking out sixth article.

On motion of Mr. Starke,

The rule was suspended, the bill read a third time and passed as amended,

The title standing as stated.

A House bill entitled an act to direct the Register to sell certain lands to Thomas S. Red, was read three several times under a suspension of the rule and passed,

The title standing as stated.

A House bill entitled an act to complete the arming and equipping of Capt. J. M. Norman's Cavalry company now on the Seacoast, was read twice under a suspension of the rule, and,

On motion of Mr. Quin,

Was laid on the table.

Mr. Starke, by leave, introduced a bill entitled an act to authorize C. F. Hamer to manumit his servant Davis Wooldridge,

Which, on his motion,

Was read three several times under a suspension of the rule and passed by the following vote :

• YEAS—Mr President—Messrs. Buck, Chrisman, Griffin, Greer, Huie, Jordan, Mims, Quin, Starke and Taylor—11.

NAYS—Messrs. Cummings, Ellett, Lockett, McLain, Oliver, Pogram, Phelan, Talafiero and Wilson—9.

Mr. Greer, by leave, introduced a bill entitled an act to amend an act to incorporate the Marshall county Manufacturing Compa.

ny, approved August 5th, 1861, which was,

On motion of Mr. Greer,

Read twice under a suspension of the rule.

Mr. Drane offered the following amendment,

Amend by additional section :

Be it enacted, That like privileges be and they are hereby extended to the Mississippi Manufacturing Company.

Mr. Buck offered the following amendment to the amendment :

Provided, The Corporations in this act named shall receive in payment of all debts due them the Treasury Notes of this State, now or hereafter to be issued.

Mr. McLain offered the following amendment as a substitute for the bill and amendments :

A bill to be entitled an act to provide for the issuance of change notes :

Section 1. *Be it enacted by the Legislature of the State of Mississippi*, That the Board of Police in each county in this State is hereby authorized (upon a proper representation of the citizens of the county setting forth the necessity for change notes, together with a written application, designating the persons desired to issue said notes,) to license one and not more than four safe and responsible persons or association of persons or municipal authorities within the limits of said county, to be distributed in proper localities according to the wants of the county in which such application shall be made, to issue change notes over his or their signatures, which shall circulate as money in this State: *Provided*, That said issues shall consist of denominations not more than three dollars, nor less than twenty-five cents: *And provided further*, That the aggregate amount of said issues shall not exceed ——— thousand dollars in each county.

Sec. 2. *Be it further enacted*, That the persons or associations of persons thus authorized to issue change notes shall give bond with two securities to be approved by the Board of Police in the full amount proposed to be issued, for the redemption of his or their issues in current money, so soon after twelve months from the issuance of said notes as the sum of five dollars shall be presented; and if any person or persons issuing change notes under the provisions of this bill shall fail to redeem as above specified, upon the presentation of five dollars, upon such failure, he or they shall forfeit the privileges granted by this act, and shall be at once liable for the whole amount of his or their issues.

Sec. 3. *Be it further enacted*, That the person or persons issuing notes under the provisions of this act shall be entitled to ——— per cent. interest upon his or their issues.

Sec. 4. *Be it further enacted*, That this bill shall be repealable at any future session of the Legislature.

Sec. 5. *Be it further enacted*, That this act shall take effect from its passage.

On motion of Mr. Lockett,

The bill, amendments and substitute were indefinitely postponed by the following vote :

YEAS—Messrs. Buck, Chrisman, Ellett, Huie, Luckett, McLain, Mims, Oliver, Pegram, Phelan, Quin, Starke, Taylor, Taliaferro and Wilson—15.

NAYS—Mr President, Messrs. Griffin, Greer and Jordan—4.

Leave of absence was granted Mr. McLain from and after to-morrow.

Mr. Chrisman, by leave, introduced a bill entitled an act to amend chapter six, section seven, article eighty-two of the Revised Code, in relation to compensation for printing bills, resolutions, &c.,

Which was read three several times under a suspension of the rule and passed,

The title standing as stated.

Mr. Griffin offered the following resolution,

Which was adopted :

Resolved, That this Senate shall not consider any new business after this date.

Mr. Jordan, by leave, introduced a bill entitled an act to aid in arming Billups' Forresters, commanded by Capt. Geo. Abert, and the Company commanded by Capt. Beverly Matthews, of the county of Lowndes,

Which was read twice under a suspension of the rule, and,

On motion of Mr. Thames,

Was laid on the table by the following vote :

YEAS—Messrs. Brown, Cummings, Huie, Mims, Oliver, Pegram, Quin, Starke, Taylor and Thames—10.

NAYS—Mr President, Messrs. Buck, Griffin, Jordan, Luckett, McLain and Phelan—7.

Mr. Brown called from the table a House bill entitled an act to complete the arming and equipping of Capt. J. M. Norman's Cavalry Company, now on the Sea-coast, which,

On motion of Mr. Jordan,

Was again laid on the table by the following vote :

YEAS—Mr President, Messrs. Chrisman, Cummings, Greer, Huie, Jordan, McLain, Mims, Oliver, Pegram, Quin and Starke—12.

NAYS—Messrs. Brown, Griffin, Luckett, Phelan and Taylor—5.

On motion of Mr. Starke,

The Senate adjourned until to-morrow morning at nine o'clock.

SATURDAY, January 25th, 1862.

The Senate met pursuant to adjournment.

Prayer by the Rev. Mr. McLain.

Upon the call of the roll, there being no quorum present,

Mr. Luckett moved a call of the Senate,

Which motion prevailed.

The roll was called and the absentees sent for.

On motion of Mr. McLain,

The call of the Senate was suspended.

The journal of yesterday was read and approved.

Mr. Phelan, by leave, introduced a bill entitled an act to provide for the defense of the country.

On motion of Mr. Phelan,

The rule was suspended, and the bill read a second time by its title

Mr. Chrisman offered the following amendment, which was,

Amend fourth section by striking out "troops," in second line and insert "privates and non-commissioned officers," and add to end of section, "and the Captains of said companies shall receive \$75—first Lieutenants \$60, and second Lieutenants \$50 each—the pay of Colonels \$130, Lieut. Colonels \$100, and Major \$85 per month, so long as they remain in the service of the State of Mississippi.

Pending the consideration of the same,

The following messages were received from the House of Representatives :

MR. PRESIDENT—

The House of Representatives have passed Senate bills of the following titles :

A bill for the relief of Thomas E. Lewis.

An act to amend the act entitled an act to suspend the collection of the ten cent levee tax in certain counties.

A bill entitled an act for the relief of Amos P. Evans, of Wayne county.

An act to provide for leveeing township fourteen range one East, in Warren county.

And have concurred in Senate amendments to the following entitled House bills :

A bill to be entitled an act to repeal the gallon law, so far as it relates to the town of Enterprise, in the county of Clark.

An act to amend an act entitled an act to charter the Holly Springs and Hickory Flat plank road or turnpike company.

An act for the relief of A. J. Walker, of Calhoun county,

And have passed Senate bills with the following titles, with sundry amendments thereto,

In which the concurrence of the Senate is required;

A bill to be entitled an act to authorize the Mississippi and Tennessee Railroad Company to construct a branch road through the counties of Tallahatchie, Carroll, Holmes, Yazoo, Madison and Hinds, and for other purposes.

And have adopted the following joint resolution,

In which the concurrence of the Senate is desired:

Resolved, (the Senate concurring.) That a committee of five on the part of the House, and ——— on the part of the Senate be appointed to enquire into the necessity for the passage of a bill prohibiting the shipment of cotton from the State of Mississippi during the existence of the present blockade, and that they report at the earliest day by bill or otherwise.

And have appointed as said committee, on the part of the House, Messrs. Graham, Gibbs, Johnson, of Warren, Chandler and Miller of Oktibbeha.

The House has passed the Senate resolution in relation to adjournment, with an amendment, (strike out Saturday the 25th, and insert Tuesday the 28th.)

In which the concurrence of the Senate is desired.

MR. PRESIDENT—

The House of Representatives have passed bills with the following titles,

In which the concurrence of the Senate is desired:

An act entitled an act to aid Robert B. House in manufacturing powder in Magnolia.

An act to provide against the application of any law suspending or postponing any general or special tax whatever, in this State, to the Military Tax imposed by the Ordinance of the recent Sovereign Convention, entitled an Ordinance to raise means for the defense of the State, adopted January 26th, 1861.

An act to reduce the price of the swamp and overflowed lands in the counties of Hancock; Marion, Lawrence, Simpson, Copiah and Pike.

An act for the relief of certain free persons of color, known as the Clark family, and for other purposes.

A bill to be entitled an act to prevent the sale of vinous and spirituous liquors within five miles of Morton, in Scott county, in a less quantity than ten gallons.

Also Senate bill entitled,

An act to authorize Guardians to recover by suit the increase of the estate of their wards, with an amendment thereto,

In which the concurrence of the Senate is desired.

Mr. Moore, from the Committee on Enrolled Bills, made the following report:

MR. PRESIDENT—

The Committee on Enrolled Bills have had under consideration the following bills, to-wit:

An act to amend an act entitled an act to suspend the collection of the ten cent levee tax in certain counties.

An act to authorize a tax to be levied on gates erected on public roads in the counties of Bolivar, Washington and Issaquena and other counties.

An act for the benefit of James McAmis.

An act for the relief of Miles H. McGehee.

And a resolution requiring the Keeper of the Capitol to distribute certain books to the Clerk of the Circuit Court of Warren county.

And upon examination, have found the same properly enrolled.

On motion of Mr. Wilson,

The Senate adjourned until 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The Senate met pursuant to adjournment,

And resumed the consideration of the bill and amendment before them at the time of adjournment this morning.

Mr. McLain offered the following amendment to the amendment offered by Mr. Chrisman :

Amend the amendment—strike out \$75 for Captains, and insert \$100.

The same was lost by the following vote :

YEAS—Messrs. Greer, Huie, Jordan, McLain, Mims, Moore, Oliver, Taliaferro and Thames—9.

NAYS—Mr President, Messrs. Chrisman, Cummings, Ellett Griffin, Pegram, Phelan, Quin, Taylor and Wilson—10.

The question then recurred on the adoption of Mr. Chrisman's amendment,

And the same was rejected by the following vote :

YEAS—Messrs. Chrisman, Cummings, Ellett, Griffin, Luckett, Pegram, Quin, Taylor, Thames and Wilson—10.

NAYS—Mr President, Messrs. Greer, Huie, Jordan, McLain, Mims, Moore, Oliver, Phelan and Taliaferro—10.

Mr. McLain offered the following amendment,

Which was adopted :

Amend section one, by inserting after the word "places," the following, "and in such numbers."

Mr. Griffin offered the following amendment,

Which was adopted :

Amend by striking out 20, and inserting 10, in lieu thereof,

where it occurs in first section, and before the word "thousand."

Mr. Ellett offered the following amendment;

Which was adopted :

Amend the first section by adding ;

Provided, however, That such volunteers shall only be required to rendezvous as fast as provision has been or shall be made for their support and for tents and camp equipage.

Mr. Ellett offered the following other amendment :

Amend the second and third sections by striking out the words "twelve months," where they occur, and inserting "two years," unless sooner discharged,

Mr. Griffin raised the following point of order to the amendment :

MR PRESIDENT—

The amendment upon your table is out of order in this : that it alters and materially changes another and entirely different law passed at this session of the Legislature, to-wit :

The bill organizing the Militia of this State.

The Chair ruled that the amendment was in order.

Mr. Griffin moved to lay Mr. Ellett's amendment on the table, and the motion was lost.

Mr. Ellett's amendment was then rejected.

Mr. McLain offered the following amendment,

Which was rejected :

Amend section two, by striking out twelve months and inserting in lieu thereof, two years unless sooner discharged.

On motion of Mr. Jordan,

The amendments were considered engrossed, the bill read a third time under a suspension of the rule and passed as amended,

The title standing as stated.

The following message was received from the Governor. by his private Secretary, John H. Echols :

EXECUTIVE OFFICE, }
Jackson, January 25th, 1862. }

MR PRESIDENT—

His Excellency the Governor has approved and signed the following Senate bills and resolutions ;

An act to legalize and confirm the sale of certain lands in Neshoba county.

An act for the relief of Edwin J. Coleman, a minor of Bolivar county, Mississippi, and for other purposes.

An act for the relief of John White, of Chickasaw county.

An act to provide compensation to Mrs. Lucy A. Burt, for extra services performed by the late E. R. Burt, during his official term as Auditor.

An act to amend an act entitled an act to suspend the collection of the ten cent levee tax in certain counties.

An act for the relief of Miles H. McGehee.

An act to authorize a tax to be levied on gates erected on public roads in the counties of Bolivar, Washington and Issaquena, and other counties.

An act for the benefit of James McAmis.

An act to procure Agricultural and Mechanical Statistics, and to excite a spirit for Agricultural progress throughout the State.

Resolution requiring the Keeper of the Capitol to distribute certain books to the Clerk of the Circuit Court of Warren county.

The following message was received from the House of Representatives ;

MR PRESIDENT—

The House of Representatives have passed bills with the following titles,

In which the concurrence of the Senate is desired;

An act for the relief of H. J. Ferrill.

An act entitled an act to authorize and require the Governor to condemn or cause to be condemned the arms of the sixty day troops now at Columbus, Ky., for the general defense of the State.

Mr. Moore, from the Committee on Enrolled Bills, made the following report :

MR PRESIDENT—

The Committee on Enrolled Bills have had under consideration the following bills, to-wit :

An act for the relief of Thomas E. Lewis, and,

An act for the relief of Amos P. Evans, of Wayne county, and upon examination, have found the same properly enrolled.

The following other messages was received from the House of Representatives :

MR PRESIDENT—

The House of Representatives have agreed to the report of the committee of conference on Senate bill entitled,

An act to amend the sixty-second chapter of the Revised Code, entitled an act in relation to Chancery Courts and for other purposes.

Mr. Ellett, from the committee of conference, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The committee of conference, to whom were referred the disagreeing votes of the two houses, on a Senate bill entitled an act to amend the sixty-second chapter of the Revised Code, entitled an

act in relation to Chancery Courts, and for other purposes, have duly considered the same, and have agreed to recommend the following report, to-wit :

1st: That the Senate insist on its disagreement to the amendment of the House, striking out the first section of the bill, and that the House recede from the said amendment.

2nd. That the House insist on its amendment, striking out the third section of the bill, and that the Senate recede from its disagreement thereto : and,

3rd. That the first and second sections of said bill do become a law.

Mr. Elliott, from same committee, made the following report,
Which was received and agreed to :

MR PRESIDENT—

The committees of conference appointed on the disagreeing votes of the two houses on the House bill entitled an act to suspend for a limited period the operation of the provisions of the fifty-seventh chapter of the Revised Code, entitled an act for the limitation of actions, and for other purposes, have had the subject under consideration, and have agreed to recommend the adoption of the following report, to-wit :

1st. That the House recede from its disagreement to the Senate amendments, with the following amendment thereto, to-wit :

By striking out sections second and sixth, of the Senate amendments, and that the House agree to the Senate amendments thus amended.

2nd. That the Senate agree to the proposed amendment whereby the Senate amendments to the House bill shall be amended by striking out the second and sixth sections of the said amendments.

Mr. Huie called from the House messages, a House bill entitled an act to authorize and require the Governor to condemn or cause to be condemned the arms of the sixty day troops now at Columbus, Ky., for the general defense of the State,

Which, on motion of Mr. Huie,

Was read three several times under a suspension of the rule.

Mr. Jordan moved the previous question on the passage of the bill,

Which was sustained.

And the bill passed by the following vote :

YEAS—Mr President, Messrs. Chrisman, Ellett, Greer, Huie, Jordan, McLain, Mims, Moore, Oliver, Pegram, Phelan, Quin, Taylor, Taliaferro, Thames and Wilson—17.

NAYS—Messrs. Cummings, Griffin and Lockett—3.

On motion of Mr. Ellett,

The Senate adjourned until nine o'clock, on Monday morning next.

MONDAY, January 27th, 1862.

Senate met pursuant to adjournment.

The journal of Saturday was read and approved.

Mr. Huie asked and obtained leave to withdraw from the possession of the Senate, a House bill that had previously been postponed indefinitely by the Senate, entitled an act to incorporate the town of Goodman, in the county of Holmes.

Mr. Moore, from the Committee on Enrolled Bills, made the following report:

MR PRESIDENT—

The Committee on Enrolled Bills, have had under consideration the following bills, to-wit:

An act to provide for leveeing township fourteen of range one east, in the county of Warren, and,

An act to amend the sixty-second chapter of the Revised Code, entitled an act in relation to Chancery Courts, and for other purposes, and upon examination have found the same properly enrolled.

Mr. Mims, from the Committee on the Militia; made the following report

Which was received and agreed to:

MR PRESIDENT—

The Committee on the Militia, have had under consideration an act entitled an act to provide for the collection of arms, and have instructed me to report the same to the Senate and recommend that it do pass.

On motion of Mr. Mims,

The bill referred to was taken up and read the second time by title under a suspension of the rule.

Mr. Mims offered the following amendment,

Which was adopted:

Amend by adding after third line in section six, or in the absence of any sheriff now in military service, his deputy.

Mr. Chrisman offered the following amendment:

Amend second line of proviso in section first, striking out the words "all persons liable to perform military service."

Said amendment was put upon its adoption, and was rejected by the following vote:

YEAS—Mr President, Messrs. Chrisman, Huie, McLain, Phelan and Taylor—6.

NAYS—Messrs. Cummings, Griffin, Greer, Jordan, Luckett, Mims, Moore, Oliver, Pegram, Quin, Taliaferro and Wilson—12.

On motion of Mr. McLain,

The bill and amendments were referred to a select committee of three, consisting of Messrs. Mims, Chrisman and Phelan.

Mr. Quin moved to reconsider the vote passing a House bill entitled an act to authorize and require the Governor to condemn or cause to be condemned the arms of the sixty day troops now at Columbus, Ky., for the general defense of the State.

Said motion was made the special order for three o'clock, P. M.

Mr. Phelan, by leave, introduced a bill entitled an act authorizing the issuance of Treasury Notes on behalf of the State.

On motion of Mr. Phelan,

The same was referred to a select committee of three, with instructions to report at nine o'clock to-morrow morning, and with permission to have printed, the bill to be reported.

The President appointed as said committee, Messrs. Phelan, Wilson and Oliver.

The following message was received from the House of Representatives :

MR. PRESIDENT—

The House of Representatives have refused to agree to the report of the committee of conference upon the House bill entitled an act to suspend for a limited period the operation of the provisions of the fifty seventh chapter of the Revised Code, entitled an act for the limitation of actions, and for other purposes.

Mr. Mims, from the Committee on the Militia, made the following report,

Which was received and agreed to :

MR. PRESIDENT—

The Committee on the Militia, to whom was referred an act to be entitled an act to appropriate a special military fund, and for other purposes, and have instructed me to report the same to the Senate, and recommend that it do pass.

On motion of Mr. Mims,

The bill referred to was taken up and read,

And, on motion of Mr. Mims,

The same was laid on the table for the present.

Mr. Luckett asked leave to introduce a local bill,

Which was refused.

Mr. Mims, by leave, introduced a bill entitled an act to amend an act entitled an act to authorize Railroad Companies in this State to issue notes to be circulated as money, approved Dec. 20th, 1861, and the supplement thereto, approved, Jan. 22nd, 1862,

Which, on motion,

Was read three several times under a suspension of the rule and passed,

The title standing as stated.

Mr. Ellett, by leave, introduced a bill entitled an act to call a

Convention of the people of this State.

On motion of Mr. Phelan,

Said bill was laid on the table by the following vote :

YEAS—Mr President, Messrs. Chrisman, Cummings, Griffin, Greer, Huie, McLain, Mims, Moore, Oliver, Pegram, Phelan, Thames and Wilson—14.

NAYS—Messrs. Ellett, Jordan, Lockett, Quin and Taylor—5.

Mr. Buck coming in after said vote was taken, asked and obtained leave to record his vote in the negative on said last above vote.

Mr. Phelan, by leave, introduced a bill entitled an act authorizing the purchase and manufacture of certain arms.

On motion of Mr. Phelan,

The rule was suspended, the bill read a second time by its title.

Mr. Phelan offered the following amendment,

Which was adopted :

Fill the blank with the number "ten."

On motion of Mr. Buck,

The Senate adjourned until 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The Senate met pursuant to adjournment.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House of Representatives have passed a bill with the following title,

In which the concurrence of the Senate is desired:

An act to provide a revenue for the State.

The following message was received from the Governor, through Mr. John H. Echols, his Private Secretary :

EXECUTIVE OFFICE, }
Jackson, Miss., Jan. 27th, 1862. }

MR PRESIDENT—

His Excellency the Governor, has approved and signed the following Senate bills entitled,

An act for the relief of Thomas E. Lewis.

An act to provide for leveeing township fourteen, range one east, in the county of Warren.

Mr. McLain offered the following resolution,

Which, on his motion,

Was laid on the table for the present :

Resolved, That the Committee on the Judiciary is hereby instructed to prepare and present for the action of the Senate at the earliest practicable hour, a bill to be entitled an act supplemental to an act entitled an act to incorporate the Bank of Jackson, and other Banks, in which such modifications shall be made as will induce the stock in said Banks to be taken, and to provide for a loan upon the part of said Banks to the State for military purposes.

Mr. Cummings called from the House messages, House amendment to Senate resolution in relation to the adjournment of the two houses.

Mr. Huie offered the following amendment to the House amendment,

Which was rejected :

Strike out *sine die*, and insert that the Legislature will adjourn to the first day of June next.

Mr. Oliver moved to strike out Tuesday and insert Wednesday.

On motion of Mr. McLain,

The whole subject was laid on the table until to-morrow morning.

Mr. Quin called up the special order for three o'clock, to-day, to-wit :

The motion to reconsider the vote taken on Saturday, passing a House bill entitled an act to authorize and require the Governor to condemn or cause to be condemned the arms of the sixty day troops, now at Columbus, Ky., for the general defense of the State.

Said vote was reconsidered, and the vote passing the same to its third reading, was also reconsidered,

Whereupon, Mr. Quin offered the following amendment,

Which was adopted :

Amend first section, eleventh line, by inserting after the word "owns," or is the only gun owned by the person from whom he obtained said gun.

Mr. Lockett offered the following amendment,

Which was adopted :

Amend first section by striking out all after the word "that" in second line, to the word "the," in same line, and by inserting after the word "Mississippi," in third line, the words "be requested."

Mr. Griffin offered the following amendment by additional section :

Sec. — *And be it further enacted,* That all guns so condemned shall be valued liberally, and the valuation be promptly paid at the time such gun or guns shall be delivered up to the Government, to be paid in Confederate or Mississippi Treasury Notes.

Mr. Ellett offered the following amendment to said amendment,

Which was adopted :

Amend the amendment by striking out the word "liberally," and insert "fairly."

Mr. Griffin's amendment was then adopted as amended.

On motion of Mr. Quin,

The rule was suspended, the bill read a third time and passed by the following vote :

YEAS.—Mr President, Messrs. Chrisman, Ellett, Greer, Huie, McLain, Mims, Moore, Oliver, Pegram, Phelan, Quin, Taylor, Taliaferro and Wilson—15.

NAYS.—Messrs. Buck, Cummings, Griffin, Jordan, Luckett and Thames—6.

The title of the bill stand as stated.

The following message was received from the House of Representatives :

MR. PRESIDENT—

The House of Representatives has passed a bill with the following title,

In which the concurrence of the Senate is desired :

An act to provide for the defense of the State.

Mr. Mims, from a Select Committee, made the following report,

Which was received and agreed to :

MR. PRESIDENT—

The Select Committee, to whom was referred an act to provide for the collection of arms, have had the same under consideration, and instructed me to report the accompanying bill as a substitute therefor, and recommend its adoption.

On motion of Mr. Mims,

The bill referred to was taken up.

The substitute reported by the Committee was the original bill, with the following amendments :

Strike out the fifth section and insert in lieu thereof, the following :

Sec. 5th. *Be it further enacted*, That said Sheriffs and Deputies be allowed the sum of one dollar for each and every gun so collected, valued and shipped as before provided, and three dollars per day for the time actually employed in their duties as herein provided ; accounts to be approved by the Chief of Ordnance, and paid by the Quarter-master General.

Strike out in first section, the words "persons liable to perform military service as well as any head of a family."

Mr. Oliver offered the following amendment,

Which was adopted :

After the word valuations and all persons subject to militia duty.
Mr. Luckett moved to postpone the bill indefinitely,
And the motion was lost.

Mr. Luckett offered the following amendment,
Which was lost :

Be it further enacted, That nothing herein contained, shall authorize the seizure of the guns of private citizens as contemplated by this act, until the persons where guns are authorized to be seized, shall receive therefor a just compensation.

On motion of Mr. Oliver,

The rule was suspended, the bill read a third time and passed as amended,

The title standing as stated.

On motion of Mr. McLain,

The Senate proceeded to the consideration of the House messages ;

A Senate bill entitled an act to authorize Guardians to recover by suit the income of the estate of their wards, with a House substitute for the same, was taken up, and,

On motion of Mr. McLain,

The Senate disagreed to the substitute.

A House Joint Resolution in relation to the appointment of a committee of five on the part of the House, and — on the part of the Senate, to inquire into the necessity for the passage of a bill prohibiting the shipment of cotton from the State of Mississippi, during the existence of the present blockade, &c., was adopted by the Senate, and the blank was filled with the number three, consisting of Messrs. Luckett, Wilson and McLain.

A House bill entitled an act to provide against the application of any law suspending or postponing any general or special tax whatever in this State, the military tax imposed by the Ordinance of the recent Sovereign Convention, entitled an Ordinance to raise means for the defense of the State, adopted Jan. 26th, 1861,

Was, on motion of Mr. Ellett,

Read three several times under a suspension of the rule and passed,

The title standing as stated.

A House bill entitled an act to prevent the sale of vinous and spirituous liquors within five miles of Morton, in Scott county, in a less quantity than ten gallons, was,

On motion of Mr. Luckett,

Read three several times under a suspension of the rule and passed,

The title standing as stated.

A House bill entitled an act for the relief of H. J. Ferrill,

Was, on motion of Mr. Oliver,

Read three several times under a suspension of the rule and passed,

The title standing as stated.

A House bill entitled an act for the relief of certain free persons of color, known as the Clark family, and for other purposes, was read twice under a suspension of the rule, and,

On motion of Mr. McLain,

Was referred to a Select Committee of three, consisting of Messrs. McLain, Taliaferro and Quin.

A House bill entitled an act to reduce the price of swamp and overflowed lands in the counties of Hancock, Marion, Lawrence, Simpson, Copiah and Pike, was read twice under a suspension of the rule, and,

On motion of Mr. McLain,

Was indefinitely postponed.

A House bill entitled an act to provide for the defense of the State, was read twice under a suspension of the rule,

And, on motion of Mr. Phelan,

Was laid on the table.

A Senate bill entitled an act to authorize the Mississippi and Tennessee Railroad Company to construct a branch road through the counties of Tallahatchie, Carroll, Holmes, Yazoo, Madison and Hinds, and for other purposes, with House amendments thereto, was,

On motion of Mr. Buck,

Laid on the table.

On motion of Mr. McLain,

The House bill entitled an act to provide a revenue for the State, was made the special order for this evening at seven o'clock.

On motion of Mr. McLain,

The Senate adjourned until 7 o'clock, P. M.

SEVEN O'CLOCK, P. M.

The Senate met pursuant to adjournment,

And proceeded to consider the House Bill entitled an act to provide a Revenue for the State.

On motion of Mr. McLain,

The rule was suspended, the bill read a second time by title.

Mr. McLain offered the following amendment,

Which was adopted :

Amend by striking out the words salt and provisions where they occur in 1st section.

Mr. Chrisman offered the following amendment,

Which was adopted :

Amend by inserting after the word merchandise, where it occurs, except salt and provisions.

Mr. Oliver offered the following amendment,

Which was adopted :

After the word "farm," insert "or goods or wares, manufactured in this State."

On motion of Mr. Chrisman,

The vote adopting the same, was reconsidered.

Mr. Oliver offered the following amendment,

Which was rejected :

Insert after the word produce in first section, third from last line, "or goods or wares manufactured in this State, and sold by resident merchants."

Mr. Chrisman offered the following amendment to the third section,

Which was adopted :

Amend third section by striking out the words "salt and provisions," and inserting after the word merchandise "except salt and provisions."

Mr. Oliver offered the following amendment,

Which was adopted :

Amend section six, by inserting after the word "horses" and "horse," where they occur, the words "fit for services."

On motion,

The Senate adjourned until nine o'clock, to-morrow morning.

TUESDAY, January 28th, 1862.

Senate met pursuant to adjournment.

Prayer by the Rev. Mr. McLain.

The journal of yesterday was read and approved.

Mr. Luckett presented petitions of Richard Winter and John Hardy, of Canton, Mississippi, which were referred, without being read, to a select committee, consisting of Messrs. Luckett, Taliaferro and Moore.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House of Representatives have concurred in Senate amendments to House bills entitled :

An act making certain appropriations therein named.

An act supplemental to an act passed at the present session of the Legislature, entitled an act authorizing the issuance of Treasury Notes as advances upon cotton

And have concurred in amendment to joint resolution in relation to State Librarian.

Also, amendments to Senate bill entitled an act supplemental to an act passed at the present session of the Legislature, entitled an act to revise and reduce into one the Militia and Volunteer laws of this State, with amendments, in which the concurrence of the Senate is desired.

And have passed Senate bills with the following titles :

An act to authorize C. F. Hamer to manumit his slave David Wooldridge.

An act to prevent hawking and peddling.

An act to amend chapter six, section seven, article eighty-two, of the Revised Code, in relation to compensation for printing bills, resolutions, etc.

And have concurred in Senate resolution authorizing the Governor to use certain money. —

Mr. McLain, from a Select Committee, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The committee to whom was referred a bill entitled an act for the relief of certain persons of color in the county of Perry, have had the same under consideration and have instructed me to report the bill back to the Senate and recommend its passage.

On motion of Mr. McLain,

The bill referred to was taken up and read the third time under a suspension of the rule, and passed,

The title standing as stated.

On motion of Mr. McLain,

The Senate resumed the unfinished business of last night, to wit : A House bill entitled an act to provide a revenue for the State.

Mr. McLain offered the following amendment as a substitute for the first section,

Which was adopted :

Substitute for section one, from the words as follows to the words transient vender or speculator, inclusive : Upon currency or bank bills circulating as money, exceeding one hundred dollars, and amount reserved for payment of taxes which is in the hands of individuals or companies, or on deposit within or without the limits of the State, not at interest, twenty cents on every hundred dollars ; three per cent. on amount of merchandise, salt and provisions excepted, sold by any resident dealer or speculator, such person not being a regular merchant or keeping a store-house for the exposure and sale of goods ; five per cent. on the amount of merchandise, salt and provisions excepted, sold by any transient vender or speculator.

Mr. Buck offered the following amendment :

Amend section one as follows :

Provided, That all persons not licensed to deal in paper shall be taxed one per cent. on all money used in purchasing or discounting notes, bills, bonds and other securities for money.

On motion of Mr. McLain,

The bill and amendments were referred to a Select Committee of three, consisting of Messrs. McLain, Buck and Greer.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House of Representatives have passed Senate bill entitled an act to amend an act entitled an act to authorize Railroad Companies in this State to issue notes to be circulated as money, approved Dec. 20th, 1861, and the supplement thereto, approved January 22, 1862.

Mr. McLain called from the table House amendment to Senate resolution in relation to the adjournment of the Legislature.

Mr. McLain offered to amend the same by striking out four o'clock, P. M.

The amendment was lost by the following vote :

YEAS—Messrs. Buck, Chrisman, Cummings, Griffin, Huie, Jordan, McLain, Taliaferro and Thames—9.

NAYS—Mr. President, Messrs. Ellett, Luckett, Mims, Moore, Oliver, Pegram, Phelan, Poindexter, Quin, Taylor and Wilson—12.

On motion of Mr. Moore, the resolution was laid on the table.

On motion of Mr. Phelan,

The Senate took up a special order for to-day, to wit : A Senate bill entitled an act authorizing the issuance of Treasury Notes on behalf of the State.

Mr. Phelan moved to fill the first blank in said bill, first section, with "five."

Motion lost.

Mr. Oliver moved to fill said blank with "three," and the motion was lost by the following vote :

YEAS—Mr President, Messrs. Greer, Mims, Oliver, Pegram, Phelan, Quin, Taylor, Taliaferro and Thames—10.

NAYS—Messrs. Buck, Chrisman, Cummings, Griffin, Huie, Luckett, McLain, Moore, Poindexter and Wilson—10.

Mr. Moore moved to fill said blank with "two and a half," which was adopted by the following vote :

YEAS—Mr President, Messrs. Greer, Huie, Mims, Moore, Oliver, Pegram, Phelan, Quin, Taliaferro and Thames—11.

NAYS—Messrs. Buck, Chrisman, Cummings, Griffin, Jordan, Luckett, McLain, Poindexter and Wilson—9.

On motion of Mr. Phelan,

The rule was suspended, the bill read a third time and passed by the following vote :

YEAS—Mr President, Messrs. Chrisman, Greer, Huie, Mims, Moore, Oliver, Pegram, Phelan, Quin, Taliaferro and Thames—12.

NAYS—Messrs. Buck, Cummings, Griffin, Jordan, Luckett, McLain and Wilson—7.

The title of the bill stands as stated.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House of Representatives have passed Senate bill entitled an act to refund certain money.

Mr. Phelan offered the following resolution,

Which was adopted :

Resolved, That the Secretary be requested to transmit to the House of Representatives, immediately, the bill to authorize the issuance of Treasury Notes on behalf of the State ; that he be instructed to inform the House that the Senate has acted upon a printed copy of said bill, ordered for the use of the two Houses, corrected as follows, viz : Strike out " Auditor," at the end of the fourth line from bottom of the first page, and insert the word " Treasurer ;" and have filled up the blank in the third line of the first section, by inserting two and a half, and that the Secretary convey to the House the printed copy, as corrected, of said bill, as the engrossed bill of the Senate.

Mr. Moore moved to reconsider the vote, taken on yesterday, laying on the table a bill entitled an act to call a convention of the people of this State.

On motion of Mr. Buck, there was a call of the Senate.

The call of the Senate was suspended.

The motion of Mr. Moore, to reconsider as aforesaid, was laid on the table for the present.

Mr. Oliver called from the table the House amendments to the Senate bill entitled " an act to authorize the Mississippi and Tennessee Railroad Company to construct a branch road through the counties of Tallahatchie, Carroll, Holmes, Yazoo and Madison, and for other purposes," and the Senate concurred in said amendments.

Mr. Mims, from the Committee on the Militia, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on the Militia have had under consideration a memorial of the Legislature of the State of Mississippi to the Confederate Congress, and have instructed me to report the same back to the Senate and recommend its adoption.

On motion of Mr. Mims,

The memorial referred to was taken up and adopted.

Mr. McLain, from a Select Committee, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Select Committee, to whom was referred a bill entitled an act to provide a revenue for the State, have considered the same and instructed me to report the bill back to the Senate and recommend that it do not pass.

Mr Jordan called from the table the House amendment to Senate resolution in relation to adjournment.

Mr. Oliver offered the following amendment as a substitute, which was adopted :

Resolved by the Senate, (the House concurring,) That the two Houses adjourn sine die on Wednesday, 29th instant, at four o'clock. P. M.

Mr. Moore, from the Committee on Enrolled Bills, made the following report :

MR PRESIDENT—

The Committee on Enrolled Bills have had under consideration the following bills, to wit : An act to amend an act entitled an act to authorize Railroad Companies in this State to issue notes to be circulated as money, approved December 20th, 1861, and the supplement thereto approved January 22d, 1862 ; a resolution in relation to the women of the State of Mississippi and of the Confederate States, and a resolution authorizing the Governor to use certain money, and upon examination have found the same properly enrolled.

On motion of Mr. McLain,

There was a call of the Senate, and the absentees were sent for.

On motion of Mr. Drane, the Senate took up House messages.

A Senate bill entitled an act supplemental to an act passed at the present session of the Legislature, entitled an act to revise and reduce into one the Militia and Volunteer laws of this State, with House amendments thereto, was taken up, and the first of said amendments was concurred in.

Mr. Buck offered the following amendments to the second of said amendments,

Which were adopted :

1st. Amend the amendment by making it to be inserted at the end of seventh section.

2d. Amend the amendment by adding after the words "munitions of war," "and the Judge of the Criminal Court of Warren county and District Attorneys of this State, and guards actually employed at the State Penitentiary."

The House amendment was then concurred in as amended.

A House bill entitled "an act to aid Robert B. House in manufacturing powder at Magnolia," was read, and, on motion of Mr. Huie, laid on the table.

The following message was received from the Governor, through his Private Secretary, John H. Echols :

EXECUTIVE OFFICE,
Jackson, Miss, Jan. 28th, 1862. }

MR. PRESIDENT—

His Excellency the Governor has signed and approved the following Senate bills and resolutions :

An act to amend the LXII chapter of the Revised Code, entitled an act in relation to Chancery Courts, and for other purposes.

An act for the relief of Amos P. Evans, of Wayne county.

An act to authorize the tax collectors to receive certain bank notes in payment of State and County taxes for the year 1861.

An act to amend an act entitled an act to authorize Railroad Companies in this State to issue notes to be circulated as money, approved December 20th, 1861, and the supplement thereto, approved January 22d, 1862.

Resolution authorizing the Governor to use certain money.

Resolution in relation to the women of the State of Mississippi and of the Confederate States.

A House bill entitled an act to regulate the fees of the Clerk of the Circuit and Chancery Courts of the county of Harrison, was read, and on motion of Mr. Chrisman, laid on the table.

A joint resolution of the House in relation to the Clerk of the House and Secretary of the Senate, was read, and on motion of Mr. Huie, was laid on the table.

A Senate bill entitled an act to extend the time for the redemption of land heretofore sold for taxes, and to reduce the damages on the redemption of land hereafter sold, was called from the calendar and read a third time, and on motion of Mr. Griffin, was laid on the table.

Mr. McLain called from the table the motion to reconsider the vote laying on the table an act to call a convention of the people

of this State, and the Senate refused to reconsider the same by the following vote :

YEAS—Messrs. Buck, Ellett, Luckett, Moore and Quin—5.

NAYS—Mr President, Messrs. Chrisman, Cummings, Griffin, Huie, Jordan, McLain, Mims, Oliver, Pegram, Phelan, Taylor, Taliaferro, Thames and Wilson—15.

On motion of Mr. Chrisman, the Senate adjourned until four o'clock, P. M.

FOUR O'CLOCK, P. M.

Senate met pursuant to adjournment.

Mr. Luckett, from a Select Committee, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Select Committee, to whom was referred the petitions of John Hardy and Richard Winter, citizens of the county of Madison, have had the same under consideration and have instructed me to report the accompanying bill with a recommendation that it do pass.

On motion of Mr. Luckett,

The bill referred to was taken up, to wit : An act to amend an act entitled an act to incorporate the Bank of Jackson and other banks, approved 17th January, 1862.

On his further motion, the rule was suspended and the bill read a third time by its title.

Mr. Wilson offered the following amendment :

Amend by adding at conclusion of first section—And a bank at the town of Pontotoc, in Pontotoc county, to be called the bank of Pontotoc, with a capital of three hundred thousand dollars, subject to the same terms and restrictions in all respects.

Mr. Ellett offered the following amendment to the amendment, which was adopted :

Insert after the words "Pontotoc county," the words "and at Port Gibson in Claiborne county."

On motion of Mr. Cummings,

The bill and amendments were laid on the table.

Mr. Moore, from the Committee on Enrolled Bills, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Committee on Enrolled Bills have had under consideration the following bills, to-wit :

An act to refund certain moneys; an act to authorize the Mis-

Mississippi and Tennessee Railroad Company to construct a branch road through the counties of Tallahatchie, Carroll, Holmes, Yazoo, and Madison, and for other purposes; an act to authorize C. F. Hamer to manumit his servant David Wooldridge; an act to amend chapter six, section seven, article eighty-two, of the Revised Code, in relation to compensation for printing bills, resolutions, etc., and an act to prevent hawking and peddling, and upon examination have found the same properly enrolled.

The following message was received from the House of Representatives:

MR PRESIDENT—

The House of Representatives has concurred in the Senate resolution that both Houses adjourn *sine die* on Wednesday, the 29th instant, at four o'clock, P. M.

Also, in amendment to House bill entitled an act to extend the time for the payment of taxes in the office of the Auditor of Public Accounts, by persons owning property in counties in which they do not reside.

The House has passed Senate bill entitled an act for the defense of the country, with amendments, in which the concurrence of the Senate is desired.

And have passed a bill entitled an act to amend article eleven, section four, chapter thirty-nine, of Revised Code.

And have passed Senate bill entitled an act authorizing the issuance of Treasury Notes on behalf of the State.

Mr. Wilson called from the table a House bill entitled an act for the benefit of Captain Lewis Ball's company of Pontotoc county, of Southern Rejecters of Abe the First; and on his further motion; the bill was read a third time under a suspension of the rule, and,

On motion of Mr. Chrisman, was laid on the table by the following vote:

YEAS—Mr President, Messrs. Chrisman, Cummings, Greer, McLain, Oliver, Phelan, Quin, Taylor, Taliaferro and Thames—11.

NAYS—Messrs. Ellett, Griffin, Luckett, Pegram and Wilson—5.

Mr. Ellett, by leave, introduced a bill entitled "an act to suspend for a limited time certain parts of the statute of limitations," which was read three several times under a suspension of the rule and passed,

The title standing as stated.

Mr. Phelan called from the House messages the House amendments to the Senate bill entitled an act to provide for the defense of the country.

On motion of Mr. Phelan,

The Senate disagreed to the first amendment of House to said bill, and concurred in the second and disagreed to the third of these amendments.

Mr. Phelan offered the following amendment to the fourth of said amendments,

Which was adopted :

Amend the fourth amendment of the House by adding the word "regimental" between the words "their" and "officers," so as to make said amendment read, "permitted to elect all their regimental officers."

Mr. Ellett offered the following amendment to the said fourth amendment,

Which was adopted :

Amend by adding to fourth amendment—"And provided, that when the said troops are transferred to the Confederate service, they shall be transferred subject to the laws and regulations of the Confederate Government, in relation to the appointment of regimental and general officers.

Said fourth amendment was then concurred in as amended.

Mr. Ellett offered the following amendment to the fifth amendment of the House to said bill.

Amend the fifth House amendment by adding—"Provided, however, that no person now in the Confederate military service shall be permitted to volunteer in the service of the State under the provisions of this act."

Pending which--

The following message was received from the House of Representatives :

MR. PRESIDENT—

The House of Representatives have passed an act to be entitled an act making certain appropriations therein named, in which the concurrence of the Senate is desired.

Also, Senate bills entitled an act to prohibit allowances being made to assessors of taxes under pretence of compensating them for assessing county taxes, and for other purposes, with amendments.

An act in relation to taxes on the property of alien enemies liable to sequestration, with amendments.

A bill to be entitled an act supplemental to an act approved Dec. 16th, 1861, entitled an act to create a fund for the support of destitute families of volunteers in this State, and for other purposes, with amendments, in which the concurrence of the Senate is desired.

The House of Representatives have passed a bill entitled an act for the relief of G. G. Torrey, of Bolivar county, in which the concurrence of the Senate is desired.

Also, Senate bill entitled an act for the relief of L. D. Rhodes, Sheriff of Rankin county.

Mr. Oliver offered the following resolution,

Which was adopted:

Resolved by the Senate, (the House concurring,) That it shall be the duty of the Treasurer to report, during the first week of the session of the next Legislature, the amount of money received into the Treasury from taxes under the provisions of the Revenue Laws now in force, and that he suggest such amendments or additions thereto as in his judgment will most conduce to increase or diminish the revenue arising under the law at present in force in this State; also, showing the amount received from the redemption of the Treasury Notes issued for military purposes, by order of the Convention, and the amount of gold and silver received on account of said tax for the redemption of said bonds or Treasury Notes.

On motion the Senate adjourned until 7 o'clock, P. M.

SEVEN O'CLOCK, P. M.

Senate met pursuant to adjournment.

Mr. Moore, from the Committee on Enrolled Bills, made the following report:

MR PRESIDENT—

The Committee on Enrolled Bills have had under consideration the following bill: An act for the relief of L. D. Rhodes, Sheriff of Rankin county, and upon examination have found the same properly enrolled.

The following message was received from the House of Representatives:

MR PRESIDENT—

The House of Representatives have passed an act to recharter the Commercial Bank of Manchester, the veto of the Governor to the contrary notwithstanding, which is herewith transmitted to the Senate for its action.

Also, have passed Senate bill entitled an act to suspend for a limited time certain parts of the statute of limitations.

Mr. Buck called up the first bill reported in the last above House message.

The question recurred on the passage of the bill, the veto of the Governor to the contrary notwithstanding, and the same was rejected by the following vote:

YEAS—Messrs. Buck, Ellett, Luckett, Jordan, McLain and Moore—5.

NAYS—Mr President, Messrs. Chrisman, Cummings, Griffin,

Greer, Mims, Oliver, Pegram, Phelan, Quin, Taylor, Taliaferro, Thames and Wilson—14.

On motion of Mr. Phelan,

The Senate resumed the consideration of the House amendments to the Senate bill entitled "an act for the defense of the country."

The question recurred on the adoption of Mr. Ellett's amendment to the fifth of said amendments, and the same was rejected.

On motion of Mr. Phelan,

The fifth and sixth of said amendments were concurred in.

On motion of Mr. Ellett,

The House substitute to Senate bill entitled "an act to prohibit allowances being made to assessors of taxes under pretence of compensating them for assessing county taxes, and for other purposes," was taken up and adopted by the Senate.

On motion of Mr. Ellett.

The Senate took up and disagreed to the House amendments to the Senate bill entitled "an act in relation to taxes on property of alien enemies liable to sequestration."

Mr. Greer called from the House messages a House bill entitled "an act making certain appropriations herein named,"

Which was read three several times and passed,

The title standing as stated.

Before said bill passed Mr. Griffin moved to strike out the claim of J. Z. George, which was lost.

The following message was received from the House of Representatives:

MR PRESIDENT—

The House of Representatives have concurred in the Senate amendments to House amendments to Senate bill entitled "an act supplemental to an act passed at the present session of the Legislature, entitled an act to revise and reduce into one the Militia and Volunteer Laws of this State.

On motion of Mr. Jordan,

The Senate adjourned until to morrow morning at 9 o'clock.

WEDNESDAY, January 29th, 1862.

Senate met pursuant to adjournment.

Prayer by the Rev. W. H. Anderson.

The journal of yesterday was read and approved.

Mr. Luckett, from a Joint Select Committee, made the following report,

Which was received and agreed to :

MR PRESIDENT—

The Joint Select Committee, to whom was referred a resolution originating in the House of Representatives, instructing said committee to inquire into the necessity for the passage of a bill prohibiting the shipment of cotton from the State of Mississippi, during the existence of the present blockade, have had the same under consideration, and have instructed me to report the accompanying joint resolutions, with a recommendation that they do pass.

The following are the resolutions reported ;

Resolved by the Legislature, That our Senators in the Confederate Congress be instructed, and our Representatives be requested, to urge upon the Confederate Government the propriety of prohibiting by stringent legislation, the exportation of cotton from any of the ports of the Confederate States, unless in exchange for cargoes of arms and ammunition or articles of prime necessity, to be delivered before any cotton shall be exported.

Resolved further, That a copy of the above resolution be transmitted by the Secretary of State to each of our Representatives at present in the Provisional Congress, and also to each of our Senators and Representatives elect to the permanent Congress of the Confederate States.

On motion of Mr. Luckett,

Said resolutions were taken up and read a second time under a suspension of the rule.

Mr. Ellett offered the following amendment,

Which was adopted :

Strike out after "that," in first line, to and including "upon," in the third line, and insert this Legislature do recommend to the Congress of.

On motion of Mr. Luckett,

The rule was further suspended, the resolutions read a third time and adopted as amended.

Mr. Moore, from the Committee on Enrolled Bills, made the following report :

MR PRESIDENT—

The Committee on Enrolled Bills have had under consideration the following bills, to-wit :

An act to suspend for a limited time, certain parts of the statute of limitations.

An act supplemental to an act passed at the present session of the Legislature, entitled an act to revise and reduce into one the Militia and Volunteer Laws of this State.

And an act authorizing the issuance of Treasury Notes in behalf of the State.

And upon examination, have found the same correctly enrolled.

Mr. Ellett called from House messages a House bill entitled an act for the relief of G. G. Torry, of Bolivar county,

Which, on his motion,

Was read three several times under a suspension of the rule and passed,

The title standing as stated.

Mr. Mims, by leave, introduced a bill entitled an act supplemental to an act to amend the charter of the Columbus Life and General Insurance Company, and the Mississippi Mutual Insurance Company,

Which, on his motion,

Was read three several times under a suspension of the rule and passed,

The title standing as stated.

Mr. Mims, by leave, introduced a bill entitled an act to amend an act entitled an act to incorporate the Jackson Gas Light Company, approved Feb. 10th, 1860,

Which, on his motion,

Was read three several times under a suspension of the rule and passed,

The title standing as stated.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House of Representatives have passed Senate bill entitled an act to provide for the collection of arms.

On motion of Mr. Wilson,

The Senate proceeded to the consideration of the House messages :

A substitute of the House to Senate bill entitled an act supplemental to an act approved Dec. 16th, 1861, entitled an act to create a fund for the support of destitute families of volunteers in this State, and for other purposes,

Was adopted by the Senate.

A House bill entitled an act to amend article eleven, section four of chapter thirty-nine of the Revised Code,

Was read, and,

On motion of Mr. Oliver,

The rule was suspended, the bill read a second time by title.

Mr. Luckett offered the following amendment,

Which was rejected :

Amend by adding,

Provided, That nothing shall be construed by this act to authorize any other than a divorce from bed and board.

Mr. Oliver moved that the rule be suspended, that the bill might be put upon its third reading,

The motion prevailed by the following vote :

YEAS—Mr President, Messrs. Griffin, Jordan, Mims, Oliver, Pegram, Phelan, Poindexter, Quin, Taylor, Taliaferro, Thames and Wilson—13.

NAYS—Messrs. Greer, Lockett and Moore—3.

The bill was then read a third time and passed,

The title standing as stated.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House of Representatives have receded from its first amendment to Senate bill entitled an act for the defense of the country, and insists upon its third amendment thereto.

The House disagrees to the first Senate amendment to the fourth House amendment to said bill, and have concurred in the second Senate amendment, and have adopted an amendment thereto,

In which the concurrence of the Senate is desired.

The House has adopted the Senate Memorial to the Confederate Congress.

Also, the resolution in relation to the State Treasurer.

On motion of Mr. Oliver,

The House resolution in relation to the twelve months' volunteers now in service, was taken up and adopted.

On motion of Mr. Phelan,

The Senate took up the above House message in relation to Senate bill entitled an act for the defense of the country.

On motion of Mr. Phelan,

The Senate receded from their disagreement to the third amendment of the House to said bill.

The Senate also receded from their first amendment to the fourth amendment of the House to said bill by the following vote,

Three Senators calling for the yeas and nays:

YEAS—Mr President, Messrs. Greer, Jordan, Lockett, Mims, Oliver, Pegram, Phelan, Quin, Taylor, Taliaferro and Thames—12.

NAYS—Messrs. Griffin, Poindexter and Wilson—3.

On motion of Mr. Phelan,

The Senate concurred in the House amendment to the second amendment of the Senate to the fourth amendment of the House to said bill.

S—13

The above action of the Senate on said amendments passed the said bill as amended.

The following message was received from the House of Representatives :

MR. PRESIDENT—

I am instructed by the House of Representatives to inform the Senate that Col. A. K. Blythe will address the Legislature at 12 M., this day, in the Representative's Hall, by invitation of the House, and the Senate are requested to attend.

And have passed a bill with the following title,

In which the concurrence of the Senate is desired:

An act supplemental to an act making the Treasury Notes issued under an Ordinance of the State Convention, receivable in payment of dues to the State at all times before and after the period fixed for their redemption, and for other purposes.

And have adopted a Joint Resolution in relation to the appointment of one or more Delegates to attend the Words Fair at London.

The House of Representatives have concurred in Joint Resolution in relation to the shipment of cotton.

On motion,

The Senate adjourned until two o'clock, P. M.

TWO O'CLOCK, P. M.

Senate met pursuant to adjournment, and,

On motion of Mr. Oliver,

Proceeded to the consideration of House messages:

A House bill entitled an act supplemental to an act making the Treasury Notes issued under an Ordinance of the State Convention receivable in payment of dues to the State, at all times before and after the period fixed for their redemption, and for other purposes, was,

On motion of Mr. Oliver,

Read three several times under a suspension of the rule and passed,

The title standing as stated.

Mr. Moore, from the Committee on Enrolled Bills, made the following report:

MR. PRESIDENT—

The Committee on Enrolled Bills have had under consideration the following bills, to-wit :

An act for the defense of the country.

Resolution in relation to the shipment of cotton.

And an act to provide for the collection of arms, and upon examination, have found the same properly enrolled.

A House Joint Resolution entitled a resolution in relation to the appointment of Delegates to the Worlds Fair in London, was read.

Mr. Ellett offered the following amendment,

Which was adopted :

Amend by adding, provided that the expense of such commissioners shall not be a charge on the State Treasury.

The following message was received from the Governor, through Mr. John H. Echols, his Private Secretary.

EXECUTIVE OFFICE, }
Jackson, Miss., Jan. 29th, 1862. }

His Excellency the Governor, has approved and signed the following Senate bills :

An act authorizing the issuance of Treasury Notes in behalf of the State.

An act for the relief of L. D. Rhodes, Sheriff of Rankin county.

An act to suspend for a limited time, certain parts of the statute of limitations.

An act supplemental to an act passed at the present session of the Legislature, entitled an act to revise and reduce into one the Militia and Volunteer Laws of this State.

Mr. Moore, from the Committee on Enrolled Bills, made the following report :

MR PRESIDENT—

The Committee on Enrolled Bills have had under consideration the following bills, to-wit :

Memorial of the Legislature of the State of Mississippi to the Congress of the Confederate States, and upon examination, have found the same properly enrolled.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House of Representatives has adopted a Joint Resolution in relation to the Lunatic Asylum,

In which the concurrence of the Senate is desired :

A Joint Resolution of the House allowing the Auditor to issue his Warrant to persons having claims against the Lunatic Asylum, to be paid out of the fund appropriated to said Asylum, when the accounts are certified to be correct by the Trustees of the Asylum,

Was, on motion of Mr. Moore,

Read three several times under a suspension of the rule and concurred in.

The following message was received from the House of Representatives ;

MR PRESIDENT—

The House has receded from their amendment to the Senate bill entitled,

An act in relation to taxes on the property of alien enemies liable to sequestration.

The following message was received from the Governor, through Mr. John H. Echols, his Private Secretary :

EXECUTIVE OFFICE, }
Jackson, Miss., January 29th, 1862. }

MR PRESIDENT—

His Excellency the Governor, has approved and signed Senate bills entitled,

An act to authorize C. F. Hamer to manumit his servant David Wooldridge.

An act to refund certain moneys.

An act to prevent hawking and peddling.

An act to amend chapter six, section seven, article eighty-two of the Revised Code, in relation to compensation for printing bills, resolutions, &c.

An act to authorize the Mississippi and Tennessee Railroad Company to construct a branch road through the counties of Tallahatchie, Carroll, Holmes, Yazoo and Madison, and for other purposes.

Mr. Greer offered the following resolution,

Which was adopted:

Resolved, That the thanks of the Senate is hereby tendered to the President of the Senate for his courteous, prompt and faithful discharge of the duties of his office.

Mr. Thames offered the following resolution,

Which was adopted :

Resolved, That the thanks of the Senate is hereby tendered the Secretary, D. P. Porter, for his satisfactory discharge of the duties of his office.

Mr. Greer offered the following resolution,

Which was adopted :

Resolved by the Senate, (the House concurring) That a committee of three on the part of the Senate, and — on the part of the House, be appointed to wait upon the Governor and ascertain from him if he desires to make any further communication to either house.

The following message was received from the House of Representatives :

MR PRESIDENT—

The House of Representatives have passed a bill entitled an act for the relief of J. B. Morris,

In which the concurrence of the Senate is desired.

The House has concurred in Senate resolution, appointing committee to wait on his Excellency the Governor, and have filled the blank with five, and have appointed Messrs. Johnson of Warren, Irby of Panola, Dale of Tunica, Humphreys of Claiborne, Deason of Jones.

On motion of Mr. Mims,

The Senate proceeded to consider House messages :

A House bill entitled an act for the relief of J. B. Massie, was read three several times, and,

On motion of Mr. Mims,

Passed, the title standing as stated.

The following message was received from the Governor, through his Private Secretary, John H. Echols :

EXECUTIVE OFFICE, }
Jackson, Miss., January 29th, 1862. }

MR. PRESIDENT—

His Excellency the Governor, has approved and signed the following bills, resolutions and memorials :

An act for the collection of arms.

An act for the defense of the country.

Resolution in relation to the shipment of cotton.

Resolution in relation to the State Treasurer.

Memorial of the Legislature of the State of Mississippi to the Congress of the Confederate States.

Mr. Moore, from the Committee on Enrolled Bills, made the following report :

MR. PRESIDENT—

The Committee on Enrolled Bills have examined an act entitled an act in relation to the taxes on the property of alien enemies liable to sequestration, and have found the same correctly enrolled.

The following message was received from the Governor, through Mr. John H. Echols, his Private Secretary :

EXECUTIVE OFFICE, }
Jackson, Miss., Jan. 29th, 1862. }

MR. PRESIDENT—

His Excellency the Governor has signed and approved the following Senate bill :

An act in relation to taxes on the property of alien enemies liable to sequestration.

Mr. Greer, from the Joint Select Committee, appointed to wait on the Governor, to ascertain from him if he had any further communication to make to either House, &c., reported verbally,

that they had performed the duty assigned them, and that His Excellency the Governor informed them that he had no further communication for the Legislature.

Mr. Thames offered the following resolution,

Which was adopted :

Resolved, That the Secretary of the Senate inform the House that the Senat is now ready to adjourn *sine die*.

The following message was received from the House of Representatives :

MR PRESIDENT—

I am instructed by the House of Representatives to inform the Senate that they have accomplished the brsiness before them, and are now ready to adjourn *sine die*.

The hour for adjournment having arrived, the President of the Senate, after a few appropriate and well timed remarks, declared the Senate adjourned *sine die*.

JAMES DRANE,
President of the Senate.

D. P. PORTER,
Secretary of the Senate.